

A  
C O P Y  
O F  
T W O J O U R N A L - B O O K S  
O F T H E  
H O U S E  
O F  
C o m m o n s .

The first for the Sessions of Parliament  
begun at *Westminster* the Twenty first of *October*,  
1678. and continued until the Thirtieth of  
*December* next following, being then Prorogued.

The second of the last Parliament  
begun at *Westminster* the Sixth of *March*, 167<sup>8</sup>.  
containing the Transactions from the first day of  
their sitting, to the day of their Prorogation and  
Dissolution.

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L O N D O N :

Printed in the Year 1680.



COPY

THE LITTLE BOYS

NO. 12

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A  
C O P P Y  
OF THE  
JOURNAL-BOOK  
OF THE  
HOUSE of COMMONS  
For the SESSIONS of  
PARLIAMENT

B E G U N

At *Westminster* the 21. day of *October*, 1678.  
and continued until the 30. day of *December*  
next following, being then *Prorogued*.

I N W H I C H

Is contained the first *Discovery* of the *Popish Plot* by  
the *King* to the Two Houses of *Parliament*.

A S A L S O

The Accusation and Impeachment of the  
Earl of *DANBY*

W I T H

Many other *Remarkable Transactions*, never  
before so fully and truly *Published*.

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L O N D O N,  
Printed MDCLXXX.

THE  
CITY OF

NEW YORK

IN SENATE

JANUARY 18

THE  
PREFACE  
TO THE  
READER.

**T**He Popish Conspiracy being one of the most eminent circumstances of the History of this Age, of which so many particulars in the Narratives, Examinations, Tryals, and other Peices having been and are dayly scattered about; It is thought it will not be amiss to present to the world this perfect Journal of the House of Commons, wherein is contained the first discovery of that Plot by His Sacred Majesty to his Parliament, with all the proceedings thereupon; together with many other weighty transactions, without the knowledge of which, the whole Contrivance can never be so fully understood, nor can any thing be derived from better Authority than what shall appear to have passed the Test of so Solemne an Assembly: Besides which there are many other most remarkable passages worthy our curiosity and knowledge, and very instructive both as to what has past, and towards what is to come; none of which should have been thus exposed ( though this juncture of time gives so great a liberty to the Press ) had not this very thing



## THE PREFACE.

thing been handed about in Manuscripts to the great charge, as well as the great abuse of inquisitive Gentlemen, by imperfect Coppies; for what that Honorable House thinks fit to be lock'd up in their Archives, ought not to be exposed without their leave; but when any such secrets; are stolen abroad, it can be thought no ways unbecoming to make them speak the truth; and correct the mistakes that are incident to a hasty pen; so that here you shall find onely such Lapses as are inseperable to the Press, all the rest is the naked matter of Fact, without any alteration or reflections, which makes it so Genuine and considerable, that notwithstanding the depraved appetites of this generation do rather desire the the Unwholesome and Malitious trash, which is daily vended, yet the Judicious palates, will find more Gusto and satisfaction in this sober Peice. God preserve the King and all his Loyal Subjects, especially in his two Houses of Parliament.

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THE  
JOURNAL  
OF THE  
House of COMMONS.

*Luna 21<sup>o</sup> die Octobris, 1678.*

**A** Message from the King by Sir *Edward Carteret*,  
Ulster of the Black Rod.

*Mr. Speaker,*

*The King commands this Honourable House to attend him  
immediately in the House of Peers.*

And accordingly Mr. Speaker, with the House, went  
up to attend his Majesty.

And Mr. Speaker, with the House, returning, Mr.  
Speaker reports,

That he had attended his Majesty, and that the  
noise being very great, and his Majesty making use of  
his Paper; to the end he might not misrepeat him, he  
had procured a Copy thereof, which he read to the  
House, and is as follows.

My Lords and Gentlemen,

**I** Have thought the time very long since We  
parted last, and would not have deferred

B

Tonn

Your Meeting by so many Prorogations, if I could well have met You sooner.

The part which I have had this Summer in the preservation of Our Neighbours, and the well-securing what was left of Flanders, is sufficiently known, and acknowledged by all that are abroad.

And though for this cause I have been obliged to keep up my Troops, without which our Neighbours had absolutely despaired, yet both the Honour and Interest of the Nation have been so far improved by it, that I am confident no man here would repine at it, or think the Money raised for their disbanding to have been ill employed in their continuance; and I do assure you, I am so much more out of Purse for that Service, that I expect you should supply it. How far it may be necessary (considering the present State of Christendom) to reduce the Land and Sea-Forces, or to what degree, is worth of all Our serious Considerations.

I now intend to acquaint You (as I shall always do with any thing that concerns Me) That I have been informed of a Designe against my Person by the Jesuits, of which I shall forbear any opinion, lest I may seem to say too much or too little; but I will leave the matter to the Law, and in the mean time will take as much care as I can to prevent all manner of Practices by that sort of men, and of others too, who have been tampering in a high degree by Forreigners

and contriving how to introduce Popery amongst us.

I shall conclude with recommending to You my other Concerns.

I have been under great Disappointments by the Defect of the Poll-bill.

My Revenue is under great Anticipations, and at best, was never equal to the constant and necessary Expence of the Government, whereof I intend to have the whole State laid before You, and require You to look into it, and consider of it with that Duty and Affection which I am sure I shall ever finde from You.

The rest I leave to the Lord Chancellor.

A Bill touching reversing Utlaries in the Kings-bench, was read the first time.

Resolved,

That the Bill be read a second time.

Ordered,

That the Grand Committee for Religion do sit every Munday in the afternoon in the House.

Ordered,

That the Grand Committee for Grievances do sit every Wednesday in the afternoon in the House.

Ordered,

That the Grand Committee for Trade do sit every Friday in the House.

Ordered,

That the Grand Committee for Courts of Justice do sit every Saturday in the afternoon in the House.

Ordered,

That a Committee of Priviledges and Elections be appointed of these Persons following.



*The Journal of the*

Sir Thomas Meers,	Sir An. Irby,
Sir William Lowther,	Mr. Spry,
Lord Cavendish,	Sir Geo. Downing,
Sir John Trevour,	Sir Jo. Nicholas,
Sir Jo. Heath,	Sir Fran. Compton,
Mr. Crouch,	Mr. Bertie,
Sir Rob. Dillington,	Sir Jo. Birkenhead,
Sir Adam Browne,	Mr. Guy,
Sir Gilb. Talbott,	Mr. Draper,
Mr. Secretary Coventree,	Mr. Greenville,
Sir Tho. Littleton,	Mr. Williams,
Sir Rob. Thomas,	Mr. Zacheverill,
Sir William Terringham,	Mr. Paston,
Sir Samuel Bernardiston,	Sir Nich. Carew,
Mr. Jo. Wright,	Mr. Henley,
Mr. King,	Mr. Clerke,
Col. Kirkby,	Mr. Papillon,
Mr. Price,	Sir Jo. Barnaby,
Mr. Wentworth,	Sir Ralph Cole,
Sir Dennis Ashburnham,	Sir Jo. Rolls,
Sir Tho. Stringer,	Col. Norton,
Sir Joh. Talbott,	Sir Christopher Musgrave,
Sir. Rob. Sawyer,	Sir Jonath. Trelawney,
Sir Jo. Woerden,	Sir Tho. Lee,
Lord Ancram,	Mr. Booth,
Mr. Finch,	Mr. Rob. Wright,
Sir Rich. Wiseman,	Sir Gilb. Gerrard,
Mr. Westphalling,	Sir Tho. Clergis,
Sir Hen. Capell,	Sir Cha. Harbord,
Sir Fr. Clerke,	Mr. Osborne,
Sir William Hickman,	Sir Phil. Warwick,
Sir Jo. Lowther,	Mr. Thynne,
Sir Edmund Jennings,	Mr. Windham,
Mr. Maynard,	Sir John Elwes,
Mr. Browne,	Sir Jo. Brampston,
Sir Nich. Slaning,	Mr. Cheney,

Sir. Hen. Goodrick,  
 Mr. Jones,  
 Sir Jo. Knight,  
 Sir Tho. Allen,  
 Mr. Boscarven,  
 Mr. Collingwood,  
 Lord Ashley,  
 Mr. Tempest,  
 Sir Eliab Harvey,  
 Sir Rich. Corbett,  
 Mr. Progers,  
 Mr. St. John,  
 Mr. Gwyn,

Mr. Weld,  
 Sir John Dawney,  
 Mr. May,  
 Mr. Howard,  
 Col. Philips,  
 Mr. Godolphin,  
 Mr. Knowles,  
 Mr. Thynn,  
 Sir Edmund Windham,  
 Sir Rich. Everard,  
 Col. Wheatley,  
 Mr. Treby.

And all that come are to have Voices ; and they are to meet every Tuesday, Thursday, and Saturday, in the Speakers Chamber, and to take into Consideration all such Matters as shall or may come in question touching Returns, Elections, and Priviledges ; and to proceed upon double Returns in the first place, and report their Proceedings, with their Opinions therein, to the House, from time to time. And all Persons that will question Returns, are to do it in fourteen days next ; and so in fourteen days after any new Return shall be brought in. And the said Committee is to have power to send for Witneses, Persons, Papers, and Records, for their Information. And all Members who are returned for two or more places , are to make their Elections by this day three weeks, for which of the places they will serve, provided there be no Question upon the Return for that place. And if any thing should come in question touching the Return, Election, or matter of Priviledge of any Member of this Committee, such Member is to withdraw during the time the Matter is in debate.

An Order of the second day of *April*, 1677, concerning Bribery, and drinking at Elections of Members to serve in Parliament, was read as followeth.

*Resolved,*

That if any Person hereafter to be elected into a Place for to sit and serve in the House of Commons, for any County, Town, Port, or Burrough, after the Test, or the issuing out of the Writ or Writs of Election upon the calling or summoning of Parliament hereafter, or after any such Place becomes vacant hereafter in the time of Parliament, shall by himself, or by any other on his behalf, or at his charge, at any time before the day of his Election, give any person or persons having Vote in any such Election, any Meat or Drink exceeding in the true value of ten pounds in the whole, in any places but in his own Dwelling-house or Habitation, for six months last past; or shall, before such Election be made and declared, make any other Present, Gift, Reward, Promise, or Obligation, to do the same either to any such person or persons in particular, or to any such County, City, Town, Port, or Burrough in general, or to or for the use or benefit of them or any of them, every such Entertainment, Present, Gift, Reward, Promise, or Obligation, being duely proved, is and shall be a sufficient ground, cause, and matter to make every such Election void as to the person so offending, and to render the person so elected incapable to sit in Parliament by such Election. And hereof the Committee of Elections and Priviledges, is appointed to take special notice and care, and to act and determine matters coming before them accordingly.

*Resolved,*

That this Order do continue a standing Order of the House, and an Instruction to the Committee of Elections and Priviledges; and to commence from the said second day of *April, 1677.*

The House being informed that *Michael Mallet Esq;* one of the Members of this House, is committed Prisoner to the *Tower,*

*Ordered,*

*Ordered,*

That an Order be sent to the Constable of the *Tower*, or his Deputy, to bring the said *Mr. Mallet* to this House to-morrow-morning, together with the Cause of this Commitment.

A Petition of *Henry Alexander Esq;* Earl of *Sterline* in the Kingdom of *Scotland*, complaining of an undue practice in the Sheriff of *Berk-shire*, in returning *William Barker Esq;* together with the Petitioner, to serve in this present Parliament as Knight of the Shire for the said County of *Berks* in injury of the Petitioner, who, as he alleadges, was duly elected, and ought to have been singly returned, was read.

*Ordered,*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same, together with their Opinions therein, to the House.

A Petition of *William Tempest Esq;* complaining of an undue practice in the Mayor of the City and Sheriff of the County of *Durham*, in returning *John Parkhurst Esq;* to serve for the said City of *Durham* in injury of the Petitioner, who, as he alleadges, was duly elected, and ought to have been returned, was read.

*Ordered,*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same, together with their Opinions therein.

*Ordered,*

That *Mr. Speaker* do issue out his Warrant to the Clerk of the Crown to make out a new Writ for electing a Member to serve in this present Parliament for the Town and County of *Kingston upon Hull* in the County of *York*, in the room of *Andrew Marvell Esq;* deceased.



*Ordered,*

That Mr. Speaker do issue out his Warrants to the Clerk of the Crown, to make out new Writs for the electing of Members to serve in this present Parliament for the Town and County of *Southampton*, in the room of *Richard Ford* Knight, deceased.

As also for the Burrough of *East Grinstead* in the County of *Sussex*, in the room of *Edward Sackville* Esq; deceased.

As also for the Burrough of *Downton* in the County of *Wilts*, in the room of *Henry Eyres* Esq; deceased.

As also for the Burrough of *Eye* in the County of *Suffolk*, in the room of Sir *George Reeves* Baronet, deceased.

As also for electing a Knight of the Shire for the County of *Flint*, in the room of Sir *Thomas Hanmer* Baronet, deceased.

As also for electing a Member to serve in this present Parliament for the Burrough of *Andover* in the County of *Southampton*, in the room of Sir *Kingsmill Lucy* Baronet, deceased.

As also for the Town of *Northampton*, in the room of *Henry Lord O-bryan*, deceased.

As also for electing a Knight of the Shire for the County of *Pembrooke*, in the room of *Arthur Owen* Esq; deceased.

*Ordered,*

That Mr. Speaker be desired to give notice to the Clerk of the Crown, to take care that the Writs for the new Elections be delivered to the hands of the high Sheriffs of the respective Counties, and that the House do expect an Account thereof.

*Ordered nemine contradicente,*

That a Committee be appointed to consider of ways and means for providing Remedies for the better pre-  
ser-

servation and safety of his Majesties person, and that an humble Address be presented to his Majesty for removing all Popish Recusants from within ten miles of the City of London; and it is referred to

Sir *Tho. Meeres*,  
Sir *Rob. Sawyer*,  
Sir *Nich. Carey*,  
Sir *John Trevor*,  
Sir *Gilb. Gerrard*,  
Sir *Jo. Lowther*,  
Mr. *Powle*,  
Sir *Geo. Downing*,  
Lord *Cavendish*,  
Sir *Tho. Clergis*,  
Serj. *Maynard*,  
Sir *Rob. Thomas*,  
Mr. *Zacheverill*,  
Mr. *Williams*,  
Sir *Tho. Littleton*,

Sir *Tho. Lee*,  
Sir *Edw. Deering*,  
Mr. *Wright*,  
Sir *Christoph. Musgrave*,  
Sir *Jo. Ernley*,  
Sir *Jo. Rolls*,  
Sir *Gilb. Talbott*,  
Sir *Anth. Irby*,  
Sir *William Hickman*,  
Sir *Henry Pickerin*,  
Sir *Eliab Harvey*,  
Mr. *Booth*,  
Sir *Jonath. Trelawney*,  
Sir *Henry Capell*,

Or any three of them:

And they are to meet this Afternoon at three of the clock, in the Speakers Chamber, and to report the same, with their Opinions therein, to the House. And they are impowered to send for Persons, Papers, and Records.

*Ordered,*

That a Committee be appointed to examine concerning the Murther of Sir *Edmond-bury Godfrey*, and to enquire into the manner and means how he came by his Death. And likewise into the particulars of the Plot and Conspiracy, mentioned in his Majesties Speech, against his Person and Government. And it is referred to

Sir *William Hickman*,  
Mr. *Zacheverill*,  
Sir *Gilb. Gerrard*,

Sir *Nich. Carey*,  
Mr. *Powle*,  
Lord *Russell*,

Col.

Col. <i>Wheatley</i> ,	Sir <i>Jo. Barnaby</i> ,
Sir <i>Tho. Doleman</i> ,	Sir <i>Henry Capell</i> ,
Sir <i>Rob. Sawyer</i> ,	Sir <i>Sam. Bernardiston</i> ,
Sir <i>John Trevor</i> ,	Sir <i>Tho. Lee</i> ,
Sir <i>Tho. Clergis</i> ,	Sir <i>Jo. Birkenhead</i> ,
Mr. <i>Booth</i> ,	Serj. <i>Gregory</i> ,
Sir <i>Tho. Littleton</i> ,	Sir <i>Eliab Harvey</i> ,
Mr. <i>Love</i> ,	Sir <i>Jo. Brampton</i> ,
Lord <i>Cavendish</i> ,	Sir <i>Tho. Stringer</i> ,
Mr. <i>Waller</i> ,	Sir <i>Tho. Meeres</i> ,
Lord <i>Ancram</i> ,	Mr. <i>Bennet</i> ,
Sir <i>Anth. Irby</i> ,	Sir <i>John Talbot</i> ,
Mr. <i>Secretary Coventry</i> ,	Sir <i>Jo. Woerden</i> ,
Sir <i>Christoph. Musgrave</i> ,	Sir <i>Jo. Knight</i> ,
Sir <i>Cha. Harbord</i> ,	Mr. <i>Crouch</i> ,
Sir <i>Jo. Rolls</i> ,	Mr. <i>Westphalling</i> .
Sir <i>Eliab Harvey</i> ,	Sir <i>Nich. Slaning</i> ,
Sir <i>Jo. Ernley</i> ,	Mr. <i>King</i> ,
Sir <i>Adam Brown</i> ,	Mr. <i>Hopkins</i> ,
Sir <i>Edw. Deering</i> ,	Mr. <i>Wright</i> ,
Sir <i>Hen. Pickerin</i> ,	Sir <i>Gilb. Talbott</i> ,
Sir <i>Rob. Thomas</i> ,	Sir <i>Jo. Coventree</i> .
Mr. <i>Finch</i> ,	

And they are to meet  
this Afternoon at three of the clock, in the Speakers  
Chamber, &c.

*Resolved,*

That an Address be made to his Majesty, humbly to  
desire his Majesty, that all Papers which do relate to the  
Plot and Conspiracy, mentioned in his Majesties Speech,  
against his Person and Government, may be communi-  
cated to the said Committee.

*Ordered,*

That the Committee last appointed, do enquire whe-  
ther, contrary to the Law for hindering dangers that  
may happen from Popish Recusants, any persons have  
since

since got into any Employment Military or Civil; and if any such appear, that an Address be made to his Majesty to remove them.

A Message from the Lords by my Lord Chief Justice North, and Mr. Justice Groves.

Mr. Speaker.

*The Lords have resolved to address to his Majesty to appoint a day for A solemn Fast and Humiliation; to which they desire the concurrence of this House.*

The Address being left, and the Messengers being withdrawn, the Address was twice read.

*Resolved,*

That this House doth agree with the Lords in the said Address, filling up the Blanks with the word [Commons.]

And the Messengers being called in, Mr. Speaker acquaints them that the House had agreed with the Lords in the said Address, filling up the Blank with the word [Commons.]

And then the House adjourned till to morrow-morning eight of the clock.

---

*Martis 22<sup>o</sup> die Octobris, 1678.*

**A** Petition of *Richard Strode* Esq; complaining of an undue Return of *George Treby* Esq; to serve for the Burrough of *Plumpton-Earl* in the County of *Devon*, in injury of the Petitioner who was duely elected to serve for the said Burrough, and ought to have been returned, was read.

*Ordered,*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections,  
to



to examine the matter, and report the same, with their Opinions therein, to the House.

A Petition of Sir *Tho. Maleverer* Baronet, complaining of an undue Return of *Rouſea Wentworth*, to ſerve for the Burrough, of *Alborough* in the County of *York*, in injury of the Petitioner, who was duely elected, and ought to have been returned, was read.

*Ordered,*

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter, and report the ſame, with their Opinions therein, to the Houſe.

A Bill for ſettling certain Lands to charitable uſe within the Pariſh of *Kelſhall* in the County of *Suffolk* was read the firſt time.

*Ordered,*

That the Bill be read a ſecond time.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *William Beversham*.

Mr. Speaker,

*The Lords have commanded Us to acquaint you, That his Maſteſty having been attended with the White-ftaves know his pleaſure when both Houſes may attend him with the Addreſs, his Maſteſty hath appointed this Afternoon three of the clock for both Houſes to attend him in the Banquetting-houſe at White-hall.*

And then the Houſe adjourned  
till half an hour after two  
the clock in the Afternoon.

*Poſt Meridiem.*

The houſe being met in order to attend his Maſteſty  
Adjourned till to morrow-morning eight of the clock.

*M*

*Mercurii 23<sup>o</sup> die Octobris, 1678.*

*Ordered,*

**T**hat the Petition of *John Coryton Esq;* complaining of an undue Return of *Ambrose Manaton Esq;* to serve for the Burrough of *Newport* in the County of *Cornwal*, be referred to the Consideration of the Committee of Priviledges and Elections; who are in the first place to examine the merits of the said Return, and report the same, together with their Opinions therein, to the House.

Mr. Speaker reports, That he had attended his Majesty with the Address for appointing a day for a solemn Fast; and his Majesty was pleased to return Answer, That he would give speedy Orders for a Fast accordingly.

*Ordered,*

That the Dean of *St. Pauls* be desired to preach before this House at *St. Margarets Westminster* on the said Fast-day; and Mr. Speaker is to give him notice.

A Bill for hindering Papists to sit in either House of Parliament, was read the first time.

A Petition of *William Wogan Esq;* complaining of an undue Return of *Sir Herbert Perrot Knight*, to serve for the Town and County of *Haverford-west*, in injury of the Petitioner, who was duely elected, and ought to have been returned, was read.

*Ordered,*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same, with their Opinions therein, to the House.

*Re.*

*Resolved, &c.*

That the matter concerning the Plot and Conspiracy, mentioned in his Majesties Speech, against his Person and Government, be heard at the Bar of the House.

*Ordered,*

That Mr. *Oates* be forthwith sent for to give in his Testimony at the Bar of this House, touching the Plot and Conspiracy mentioned in his Majesties Speech.

*Ordered,*

That the Serjeant at Arms attending this House, do go with his Messengers and bring Mr. *Oates* to the Bar of this House: And all Constables and other Officers, and persons whatsoever, are required to be aiding and assisting to him, if need require.

*Ordered,*

That Mr. *Michael Godfrey* be forthwith sent for to attend with the Papers and Examinations taken by Sir *Edmund-bury Godfrey*, and now remaining in his custody sealed up, touching the Plot and Conspiracy mentioned in his Majesties Speech.

Sir *John Trevor* reports, from the Committee appointed to draw up an Address to be presented to his Majesty for removing all Popish Recusants from within Twenty miles of the City, an Address agreed by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and, with some amendments made at the Table, upon the Question agreed, and is as follows.

**W**E your Majesties most Dutiful and Loyal Subjects the  
and Commons in this present Parliament assembled, having  
taken into Our serious considerations the bloody and  
Tray-

Trayterous Designs of Popish Recusants against your Majesties sacred Person and Government, and the Protestant Religion, wherewith your Majesty hath been graciously pleased to acquaint Us : For the preventing whereof, We do most humbly beseech your Majesty, That your Majesty would graciously please, by your Royal Proclamation, to command all and every person and persons, being Popish Recusants, or so reputed, forthwith, under pain of your Majesties highest displeasure, and severe execution of your Laws against them, to depart and retire themselves and their Families from your Royal Palaces of White-hall, Somerset-house, and St. James's, the Cities of London and Westminster, and from all other places within Ten miles of the same, other than Householders, being Traders exercising some manual Occupation, and settled for Twelve months last past in houses of their own, and not having an Habitation elsewhere; giving in their own Names, and the Names of all other persons in their Families to the two next Justices of the Peace. And that it may be inserted in the said Proclamation, That immediately after the day limited for their departure, the Constables, Church-wardens, and other the Parish-Officers, go from house to house in their several Parishes, Hamlets, Constableries, and Divisions respectively, and there take an Account of the Names and Surnames of all such persons as are Popish Recusants, or suspected so to be, as well Householders as Lodgers or Servants, and to carry a List of their Names to the two next Justices of the Peace; who are to be thereby required and enjoined to send for them and every of them, and tender to them the Oaths of Allegiance and Supremacy; and to commit to prison, till the next succeeding Sessions of the Peace, all such as shall refuse the said Oaths; and at the said Sessions to proceed against them according to Law. And that your Majesty will be pleased to direct Commissions to be forthwith issued under the great Seal of England to  
all



*all Justices within the Cities of London and Westminster, and within Ten miles of the same, to authorise and require them or any two of them to administer the said Oaths accordingly. And that no Warrant or License be granted by the Lords of your Majesties most Honourable Privy-Council, or any of them, or otherwise, for the stay, return, or repair of any such person or persons in or to any of the said places, till some more effectual Law be passed for preventing the said Popish Conspiracies, and for preservation of your Majesties sacred Person, and the Religion and Government by Law established.*

*For which, We your Majesties most Loyal and Dutiful Subjects will always employ our utmost Endeavours and daily Prayers.*

*Ordered,*

*That Sir John Trevor do carry up the Address to the Lords, for their Concurrence.*

*Mr. Oates was then called in to the Bar of the House, and gave in his Information touching the Plot and Conspiracy mentioned in his Majesties Speech; and having therein given an account of certain Benedictine Monks who lodge in the Wardrobe in the Savoy,*

*Ordered,*

*That the Members of the House who are Justices of the Peace for the County of Middlesex and City of Westminster, do forthwith issue out their Warrant for apprehending the Benedictine Monks, and for searching their Lodgings, and for seizing their Books, Papers, and Writings.*

*The House being informed that Mr. Michael Godfrey was, according to the Order of the House, attending with the Papers of the Examinations taken by Sir Edmund-bury Godfrey, touching the Plot and Conspiracy mentioned in his Majesties Speech,*

*Ordered,*

*Ordered,*

That Mr. *Godfrey* do deliver the Papers which are in his custody to this House.

And Mr. *Godfrey* being called in, did deliver the Papers sealed up, and informed the House that he found the same in a Drawer in his Brothers Study, and that his Clerk told him they were the Examinations of Mr. *Oates*, taken by Sir *Edmund-bury Godfrey*, touching the Plot and Conspiracy; and that he caused the same to be sealed up with five several Seals, and that it was the same which he now delivered in.

The House being informed that Mr. *Richard Mules* can give an account of something relating to Sir *Edmund-bury Godfrey*,

*Ordered,*

That Mr. *Mules* be summoned to attend the House to morrow-morning at ten of the clock.

*Ordered,*

That Mr. *Oates* do attend again to-morrow-morning at ten of the clock.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

---

C

Foris

*Jovis 24<sup>o</sup> die Octobris, 1678.*

**A** Bill for hindring Papists to sit in either House of Parliament was read the second time.

*Resolved, &c.*

That the Bill be committed to

Mr. Crouch,	Mr. Jones,
Sir Nich. Carey,	Mr. Browne,
Serj. Rigby,	Sir Francis Lake,
Sir John Talbott,	Mr. John Wright,
Sir Courtney Poole,	Sir George Downing,
Mr. Westphalling,	Lord Cavendish,
Sir Adam Browne,	Sir Rob. Thomas,
Lord Longford,	Mr. Williams,
Sir John Trevor,	Mr. Powle,
Serj. Gregory,	Sir Rich. Franklyn,
Serj. Stringer,	Sir Anth. Irby,
Sir John Ernley,	Sir William Franklyn,
Mr. Osborne,	Mr. Weld,
Mr. Williams,	Mr. Love,
Sir Tho. Meeres,	Lord Russell,
Sir Edmund Jenings,	Mr. Stockdale,
Sir Edward Deering,	Sir Henry Capell,
Mr. Henley,	Sir William Hickman,
Sir Tho. Littleton,	Serj. Maynard,
Sir John Knight,	Sir Gilb. Gerrard,
Sir Jonath. Trelawney,	Sir Cha. Harbord,
Sir Sam. Bernardiston,	Sir Eliab Harvey,
Mr. Zacheveril,	Mr. Price,
Sir John Lowther,	Col. Birch,
Sir Edmund Windham,	Sir Tho. Lee.

And all that come are to have Voices ; and they are to meet this Afternoon at three of the clock , in the Speakers Chamber.

*Ordered,*

That it be made part of the Address to be presented to his Majesty, That his Majesty would be pleased to have a more strict regard to the preservation and safety of his Person, and to give order that there may not be so great a freedom of Resort to his Majesties Court; and likewise to give order that the Cities of *London* and *Westminster*, and parts adjacent, may, during the time of the sitting of Parliament, be secured and guarded by the Militia.

*Ordered,*

That the Members who were appointed to draw up the Address, do withdraw, and prepare a Clause to be added to the said Address, pursuant to the said Order.

The House being acquainted that Mr. *Mules* was attending according to the Order of the House, and Mr. *Mules* being called in, and having delivered his Information to the House, and being withdrawn, and a Paper being delivered in signed by Mr. *Mules*, containing his Information; and Mr. *Mules* being called in to the Bar, and owning the Contents of the said Paper, which Paper being read to the House, is as followeth.

*About five or six days before Sir Edmund-bury Godfrey was missing from his House, I met him in St. James's Park, and in discourse told him, that I understood he examined Mr. Oates about a Plot that was much discours'd of, and desired to have such an Account from him as might be fit to be communicated: Whereupon he gave me some short Relation, agreeing for the most part with what was the common Discourse of the Town.*

*After much discourse, he added his prayers, That God should preserve my Master, for he was in danger: I*



asked him which of my Masters he meant? He replied, My Lord Duke of Ormond. I took him by the hand and desired him to speak something more to that point, and to let me know particulars: Whereupon (shaking his head) he said, the Duke of Ormond was to be destroyed; but I must not talk much (said he) for I lie under ill Circumstances: some great men blame me for not having done my duty, and I am threatened by others, and very great ones too, for having done too much. He then pressed to leave me, and without saying much more, we parted.

R. Mulys.

Sir John Trevor reports from the Committee appointed to draw up a Clause to be added to the Address to be presented to his Majesty, That the Committee had agreed upon a Clause; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the Question agreed to be made part of the Address, and is as follows.

*And whereas the safety and preservation of your Majesties sacred person is of so great a consequence and concernment to the Protestant Religion and to all your Subjects, We do further most humbly beseech your Majesty to command the Lord Chamberlain, and all other the Officers of his Majesties Household, to take a strict care that no unknown or suspicious persons may have access near your Majesties person: And that your Majesty will likewise please to command the Lord Mayor and Lieutenancy of London to appoint sufficient Guards of the Trained-bands within the City of London, during the Sessions of Parliament. And likewise the Lords-Lieutenants of Middlesex and Surrey to appoint the like Guards*

*Guards of the Trained-bands in Middlesex, Westminster, Southwark, and other places adjacent, as shall be thought necessary.*

The Papers of Examination taken by Sir *Edmund-bury Godfrey* touching the Plot and Conspiracy mentioned in his Majesties Speech, which were delivered in by Mr. *Michael Godfrey*, were opened, and by Mr. Speaker read to the House.

*Ordered,*

That the Chair-man of the Committee appointed to examine concerning the murder of Sir *Edmund-bury Godfrey*, do take into his custody the Papers of the Examinations taken by Sir *Edmund-bury Godfrey*, concerning the Plot mentioned in his Majesties Speech; and that the Committee do prepare an Abstract thereof to be entred in the Journal.

*Ordered,*

That Sir *John Coventry* and Mr. *Hopkins* be added to the Committee appointed to examine touching the murder of Sir *Edmund-bury Godfrey*.

A Message from the Lords by Sir *Miles Cooke* and Sir *John Hoskins*.

*Mr. Speaker,*

*The Lords have commanded us to acquaint you, that they have agreed to the Address to be presented to his Majesty to remove the Papists from London, with some Amendments; to which they desire the concurrence of the House.*

*Ordered,*

That Mr. *Bayles* and Mr. *Robinson*, two of the Justices of the Peace for the County of *Middlesex*, be summoned to attend at the Bar of the House, to give an Account concerning Sir *Edmund-bury Godfrey*.

The House then proceeded to the consideration of the Amendments made by the Lords to the Ad-

dress for removing Papists from *London*.

The first Amendment being for filling up the blank in the first *fol.* with the words [ Lords Spiritual and Temporal ] was twice read, and upon the Question agreed.

The second Amendment, *fol. 3. line 22.* being for leaving out the words [ or any of them, or ] and after the word [ otherwise ] to adde [ then at the Council-board ] was with the addition of these words [ to be signed by six of the Lords of the Privy-Council, whereof the Lord Chancellor, Lord Treasurer, or principal Secretary of State, to be one ] upon the Question agreed.

Mr. *Robinson* being called in to give an Account concerning Sir *Edmund-bury Godfrey*, informed the House, That he met Sir *Edmund-bury Godfrey* at the Sessions at *Westminster* on Tuesday and Wednesday before he was missing; and that he asked him whether he had any hand in taking the Informations touching the Plot; and that he made him answer, That he had taken them, though very unwillingly: and desiring of him that he might see them, he told him he could not, for that he had left them with my Lord Chief Justice *Scroggs*: And that dining with him on Wednesday, and discoursing concerning the Plot, and the Examinations touching the same, Sir *Edmund-bury Godfrey* said these words: *I have taken them, and I know not what will be the consequence of them; but I believe I shall be the first Martyr*: and that he desired him to give his reasons for such his apprehensions, which he refused to do.

Mr. *Oates* being called in, and having given a further Information to the House touching the Plot and Conspiracy,

*Ordered,*

That the Justices of the Peace for the County of *Middlesex*

*Middlesex* and City of *Westminster*, do withdraw, and take the Examination of *Mr. Oates* upon Oath.

Ordered,

That Sir *John Trevor*,  
*Mr. Zacheverill*,  
*Mr. Williams*,

Sir *John Heath*,  
*Sir George Downing*,  
*Mr. Papillon*,

or any three of them, be appointed to search *Mr. Richard Langborne's* Papers and other Writings in his Study in the *Inner-Temple*; and that the now Treasurer of that Society be desired to assist the said Committee accordingly.

Ordered,

That *Mr. Richard Langborne's* Brother be summoned to attend at the Bar of this House to morrow-morning at ten of the clock.

Ordered,

That the Benchers of the *Inner-Temple* be desired to search *Mr. Langborne's* Brother's Chamber.

Ordered,

That the Members who are Justices of the Peace for the County of *Middlesex* and City of *London*, do issue out their Warrant for searching the house of *Mr. Langborne's* Brother, and for seizing such Papers and Writings as they shall there finde relating to the Plot and Conspiracy.

Ordered,

That Sir *Adam Brown* and other the Members who are Justices of the Peace for the County of *Surrey*, do issue out their Warrant for searching *Carlisle-house* in *Lambeth-marsh*; and they are desired to see the same executed.

The House being acquainted that the Justices of the Peace for the County of *Middlesex* had taken the Examination of *Mr. Oates* upon Oath,



*Ordered,*

That the Members of the House who are Justices of the Peace for the County of *Middlesex* and City of *Westminster*, do issue out their Warrant pursuant to the Examinations by them taken, for apprehending and searching all such persons, and seizing all Papers and Writings as are within their Liberties and Jurisdictions.

*Ordered,*

That my Lord Chief Justice be desired forthwith to repair to the House; and that Mr. Speaker be desired to signify to him the pleasure of the House by a Letter: which was accordingly done.

*Ordered,*

That Mr. *White*, alias *Whitebread*, and Mr. *Micho*, be removed from the house where they now are, to *Newgate*, in case they be in condition fit to be removed.

Mr. Solicitor-General acquaints the House, that in pursuance of the Order of the House, they had delivered Mr. Speakers Letter to my Lord Chief Justice, and that my Lord Chief Justice was come along with them.

And my Lord Chief Justice being called in, Mr. Speaker acquainted him with the Reasons why the House had sent for him.

And my Lord Chief Justice being withdrawn into Mr. Speakers Chamber,

*Ordered,*

That Mr. Speaker do wait upon his Majesty this night, and communicate to him the Informations the House has this day received of the danger that his Majesty and the Nation lie under.

*Ordered,*

That Mr. *Oates* do attend again to morrow-morning.

*Ordered,*

That the thanks of the House be returned to my Lord

Lord Chief Justice for his great care and diligence in the present Affairs.

And my Lord Chief Justice being called into the House, Mr. Speaker did accordingly give him the thanks of the House.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Veneris 25<sup>o</sup> die Octobris, 1678.*

**M**R. Speaker acquaints the House, that in pursuance of the Order of the House yesterday, he had waited upon his Majesty and acquainted him with the Informations the House had yesterday received; and that his Majesty was pleased to acknowledge the great care of this House in the preservation of his Person and Government: and that his Majesty was informed that Mr. *White*, alias *Whitebread*, and Mr. *Micho*, were at present very sick; but that his Majesty would send to see them, and if they were in a condition fit to be removed, they should be forthwith sent to *Newgate*.

*Ordered,*

That the Members of this House who are Justices of the Peace for the County of *Middlesex*, do repair to the Lodgings of Mr. *Whitebread* and Mr. *Micho*, and take their Examinations touching the Plot and Conspiracy mentioned in his Majesties Speech, against his Person and Government; and do issue out their Warrant for searching their Lodgings, and seizing all such Papers and Writings relating thereto as shall be there found.

A Petition of Sir *Walter Young* Baronet, complaining of an undue Return of *Ambrose Manaton* Esq; to  
serve

serve in this present Parliament for the Burrough of *Newport* in the County of *Cornwal*, in injury of the Petitioner, who was duely elected, and ought to have been returned, was read.

*Resolved,*

That the said Petition be referred to the consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same, with their Opinions therein, to the House.

Sir *John Trevor* acquaints the House, that the persons appointed to search Mr. *Richard Langborne's* papers repaired to his Chamber, where they found several Presses, a Cabinet of papers, and that the same were very numerous; and that they had found some papers which they conceived to be of moment, and that they would proceed further in the search so soon as they had convenient time.

The House being informed that Mr. *Langborne's* Brother was without in the Lobby, in the custody of a Constable,

*Ordered,*

That the Members who are Justices of the Peace for the County of *Middlesex* do examine Mr. *Langborne's* Brother, touching the Plot and Conspiracy mentioned in his Majesties Speech, and touching the Papers in his Brothers Study.

*Ordered,*

That Sir *William Hickman* do carry up the Address for removing Papists from *London*, with the Addition made by this House to the Amendments made by the Lords, for the Lords concurrence.

*Ordered,*

That the Serjeant at Arms do go and fetch Mr. *Oates* forthwith.

*Ordered,*

That the Lobby be cleared.

*Or-*

*Ordered,*

That it be referred to the Committee appointed to examine concerning the Murther of Sir *Edmund-bury Godfrey*, to examine and consider of the Papers, Boxes, and other things seized in the *Savoy* in the Lodgings of the *Benedictine* Monks, and report their Opinions therein to the House.

A Message from the Lords by Sir *Timothy Baldwyn* and Sir *William Beversham*.

*Mr. Speaker,*

*The Lords have commanded us to acquaint you, that they have agreed to the Addition made by this House to the Lords Amendments to the Address of both Houses to be presented to his Majesty, for removing Papists from London.*

*Ordered,*

That no Member depart the service of the House without leave.

*Mr. Oates* being called in, did give in a further Information to the House touching the Plot and Conspiracy mentioned in his Majesties Speech.

*Ordered,*

That the Members of the House who are Justices of the Peace for the County of *Middlesex*, do withdraw and take the Examinations of *Mr. Oates* upon Oath.

*Ordered,*

That *Dr. Tong* and *Mr. Oates* be summoned to attend at the Bar of this House at four of the clock in the afternoon, to give an account touching the Plot and Conspiracy mentioned in his Majesties Speech against his Person and Government.

And then the House adjourned  
till four of the clock in the  
afternoon.



*Post Meridiem.*

Dr. *Tong* being called in, gave an account to the House of the manner of his receiving the Informations from Mr. *Oates*, touching the Plot and Conspiracy; and likewise by what means he did communicate the same to his Majesty, and the persons his Majesty appointed to receive the same.

The House being informed that Mr. *Oates* had something further to inform the House, Mr. *Oates* was called in, and having delivered his Information,

*Ordered,*

That the Members who are Justices of the Peace for the County of *Middlesex* do withdraw, and take the Examination of Mr. *Oates* upon Oath.

*Ordered,*

That Dr. *Tong* do attend again to morrow-morning, to give an account concerning the Firing the City of *London*.

*Ordered,*

That the Secretaries be desired to move the King that the Keys of Mr. *Langborne's* Chamber may be delivered by the Messengers in whose hands the same are, to the Committee appointed by the House to search Mr. *Langborne's* Papers and Writings.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Sabbati*

*Sabbati 26<sup>o</sup> die Octobris, 1678.*

*Ordered,*

**T**hat Mr. *Bagnall* be added to the Committee appointed to search Mr. *Richard Langborne's* Papers and Writings.

Sir *John Knight* reports from the Committee to whom the Bill for hindring Papists to sit in either House of Parliament was committed, That the Committee had taken the Bill into their consideration, and had agreed upon several Amendments to be made to the Bill; which he read in his place, and afterwards delivered the same in at the Clerks Table: where the same were twice read, and upon the Question, with some Amendments made at the Table, severally agreed.

*Resolved,*

That the Bill, with the Amendments agreed to, be engrossed.

A Petition of the Burgers of the Burrough of *Alborough* in the County of *York*, complaining that Sir *John Keresby* had procured himself to be returned to serve in this present Parliament for the said Burrough, although he was not duely elected, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to examine the matter, and report the same, with their Opinions therein, to the House.

*Ordered,*

That an humble Address be made to his Majesty by such Members of this House as are of his Majesties most honourable Privy-Council, to desire his Majesty that Mr. *Coleman's* and all other Papers relating to the Plot, may be communicated to the House. Mr.

Mr. *Tong* being called in to give an account touching the Firing the City of *London*, and he having reduced his Information into writing, which he delivered into the Clerk, and the same being read to the House,

*Ordered,*

That the Papers delivered in by Dr. *Tong*, relating to the Firing of the City of *London*, be referred to the consideration of the Committee appointed to examine concerning the Murther of Sir *Edmund-bury Godfrey*, to make an Extract thereout, and report the same to the House.

Mr. Secretary *Williamson* informs the House, that in pursuance of the Order yesterday, He had attended his Majesty, and acquainted him with the desires of this House, that a Committee of this House might have leave to search Mr. *Richard Langborne's* Papers; and that his Majesty was pleased to give leave that the same may be searched: and had appointed two of the Clerks of the Council to assist the Committee therein. And that his Majesty was pleased to deliver him some of Mr. *Coleman's* Papers sealed up, and ordered him to deliver the same to the House: and had also commanded him to acquaint the House that the rest of Mr. *Coleman's* Papers were at present under examination before the House of Lords, and that so soon as the Lords had done with them, they should be communicated to this House: and the Papers were accordingly by Mr. Secretary *Williamson* delivered in sealed up.

A Message from the Lords by Sir *Timothy Baldwin* and Sir *William Beversham*.

Mr. Speaker,

*We are commanded to acquaint you, that the Lords of the White-staff have waited upon his Majesty to know his pleasure when both Houses shall attend him with the Address for removing Papists from London; and that his Majesty hath appointed this afternoon three of the clock for*  
both

both Houses to attend him in the Banqueting-house at White-hall.

And then the House adjourned till two of the clock in the Afternoon.

*Post Meridiem.*

The House being met in order to attend his Majesty with the Address,

Adjourned till *Munday*-morning eight of the clock.

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*Lunæ 28<sup>o</sup> die Octobris, 1678.*

**T**He House being acquainted that Mr. *Oates* had some further Information to make to the House,  
*Ordered,*

That Mr. *Oates* be forthwith summoned to attend the House.

The House being informed that there was a discourse of blowing up the two Houses of Parliament, and that this was the day for executing the same,

*Ordered,*

That Sir *Trevor Williams*, Col. *Birch*,  
Sir *Gilb. Gerrard*, Sir *Tho. Clergis*,  
Sir *Philip Warwick*, Sir *Rich. Everard*,

do go and search the Rooms underneath this House.

Mr. Speaker reports, that he had attended his Majesty on Saturday last with the Address to remove Papists, and that after my Lord Chancellor had read the  
Ad-



Address to the King, his Majesty was pleased to return answer to this effect: That you should have the effect of your desire, and that he would give speedy orders for putting the same in execution.

Mr. *Oates* being called in, and having given a further Information,

*Ordered,*

That the Members who are Justices of the Peace for the County of *Middlesex* do withdraw, and take Mr. *Oates's* Examination upon Oath; and that no person be present at his Examination save the Justices of the Peace only.

An engross Bill for hindring Papists to sit in either House of Parliament, was read the third time.

*Resolved,*

That the Bill do pass, and that the Title be made, *An Act for the more effectual preserving the Kings Person and Government, by disabling Papists from sitting in either House of Parliament:* and that Sir *John Knight* do carry up the Bill to the Lords for their concurrence.

*Resolved,*

That the Papers delivered in by Mr. Secretary *Williamson* on Saturday last be opened; and the same being several Letters written by Mr. *Coleman* in French,

*Ordered,*

That a Committee be appointed to translate the Letters of Mr. *Coleman*; and it is referred to

Sir *Robert Southwell*,  
Sir *Tho. Meeres*,  
Mr. *Godolphin*,  
Lord *Cavendish*,  
Sir *Tho. Doleman*,  
Sir *Cha. Cotterell*,  
Lord *Russell*,  
Sir *Henry Capell*,

Sir *Tho. Lee*,  
Sir *Jo. Knight*,  
Mr. *Hyde*,  
Sir *Edmund Jenings*,  
Col. *Titus*,  
Mr. Secret. *Williamson*,  
Sir *Jo. Trevor*,  
Mr. Secretary *Coventry*,

Mr.

Mr. Papillon,  
 Sir Jo. Nicholas,  
 Sir Tho. Clergis,  
 Col. Whitley,  
 Sir Edw. Deering,  
 Mr. Hopkins,  
 Mr. Zacheverill,

Sir Gilb. Gerrard,  
 Sir William Lowther,  
 Mr. Duncombe,  
 Mr. Waller,  
 Sir Tho. Littleton,  
 Sir William Hickman,  
 Mr. Pepys,

or any three of them: And they are to meet this Afternoon at three of the clock, in the Speakers Chamber, and to send for an Inventory of all Mr. Coleman's Letters received by the Clerk of the Council now in waiting; and the Committee has power to send for persons, &c.

And then the House adjourned  
 till to morrow - morning  
 eight of the clock.

*Martis 29<sup>o</sup> die Octobris, 1678.*

*Ordered,*

That the Committee appointed to examine concerning the murther of Sir Edmund-bury Godfrey be revived, and do sit *de die in diem*, until they have perfected the matters to them referred.

*Ordered,*

That none of the Votes of this House be dispersed or published in the Coffee-houses.

Sir John Knight reports from the Committee appointed to translate Mr. Coleman's Papers, That the Committee had translated the same; which he delivered in to Mr. Speaker, and were by him read to the House.

*Ordered,*

That his Majesty be humbly desired by such Members

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bers of this House as are of his Majesties most Honourable Privy Council, that a List of all Mr. *Coleman's* Papers which have been sorted by the Clerks of the Council, may be communicated to this House ; and that all those Papers which are not sorted, may be delivered over to a Committee of this House.

*Ordered,*

That a Committee be appointed to examine Mr. *Coleman* touching the Plot and Conspiracy mentioned in his Majesties Speech ; and it is referred to

Mr. *Zacheverill*,  
Col. *Birch*,  
Mr. *Williams*,  
Col. *Titus*,  
Mr. *Powle*,  
Sir *Tho. Littleton*,  
Sir *John Trevor*,  
Lord *Cavendish*,

Sir *John Ernley*,  
Sir *Tho. Clergis*,  
Serj. *Maynard*,  
Sir *Tho. Meeres*,  
Mr. *Hyde*,  
Sir *Tho. Lee*,  
Sir *Jo. Coventry*,

or any five of them, to go to *Newgate* and examine Mr. *Coleman* accordingly.

*Ordered,*

That the Committee of Priviledges be adjourned.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Mercurii 30<sup>o</sup> die Octobris, 1678.*

**M**R. *Zacheverill* reports from the Committee which by order of the House was appointed to take the Examination of Mr. *Coleman*, That the Committee went to *Newgate*, and laying before Mr. *Coleman*

man his present danger, and that he could have no hopes to escape it but by a full and plain discovery of his knowledge of the Conspiracy ; Mr. *Coleman*, without any particular Questions put to him, said to the effect following.

AS to any designe against the Kings person, or for the taking away of his Life, or the lessening of his Power, he totally denies any knowledge of it, or that he ever did designe it, or ever heard thereof either directly or indirectly. He totally denies that he ever knew or heard of any Commission for raising an Army, or any intent or designe of raising an Army, till of late that he heard so when he was examined by the Lords. He utterly denies that he ever designed or endeavoured to change the Religion established in this Kingdom, or to introduce Popery ; but confesses he did endeavour to have this Parliament dissolved, and by that means to gain a Liberty of Conscience ; which he thought this Parliament would never grant : And said, he observed every Sessions of Parliament the growth of Popery complained of, notwithstanding all their endeavours against it ; and believed that if the Catholick Religion stood upon equal ground, it would prevail. And says, he did endeavour to get 300000 *l.* from *France*, hoping that thereby his Majesty might be prevailed on to dissolve this Parliament, rather than wait for an uncertain sum.

And says, there was not three men in *England* acquainted with these his Designes, or with his Correspondence ; but that the Duke of *York* was acquainted with them ; and he believes he communicated them to the Lord *Arundel* of *Wardor*.

And said, he concluded it most probable to have money from *France* for dissolving the Parliament, in regard the Confederacy against *France* was chiefly



supported and held together by the countenance and expectation they had from this Parliament.

The first Correspondence, he says, which he had in *France*, was by some Letters of News which he wrote to Sir *William Frogmorton* about the time of the Siege of *Maestricht*, any News being welcome to a Siege; and by that way the Correspondence betwixt him and *la Ferrier* was introduced. And says that upon the death of *la Ferrier* (which he takes was in the year after the Siege of *Maestricht*) he sent a Narrative to *la Chaise* to give him an account of the Transactions that had passed betwixt *la Ferrier* and him; but after that, wrote not above three or four Letters to *la Chaise*; and that then the Correspondence betwixt them ceased.

He also said, that he had kept a Correspondency with the Popes Nuncio at *Brussels*; which Correspondence was first introduced by a Proposition that Father *Patrick* brought from the Nuncio there into *England*, of a great sum of money that should be given by the Pope to the King of *England*, if the Catholicks here in *England* might have some favour answerable to it.

But the Proposition being so confused that they did not understand it, he was sent by the Duke of *York* to the Nuncio at *Brussels*, to understand the Propositions. And he says, when he came to *Brussels* the Nuncio told him he had no authority from the Court of *Rome* to make any such Proposition, but did it as a private person: But says, that the Nuncio being then to go to *Rome*, promised Mr. *Coleman* to do what service there he could in that business. But says, he has not held any Correspondence with the Nuncio these three or four years, nor with any other person, so as to manage an Affair that perhaps might touch upon the business in some Letters.

He says, the Cypher marked with the Provincial's mark, was the Cypher betwixt him and *St. Germain*, and that he always wrote to the Provincial in plain words, and not in Cypher ; and that there was another Cypher between him and *Blankart* ( who was Secretary to Monsieur *Rovigney* ) but that was onely upon small Concerns, and not upon any thing in this nature.

And Mr. *Coleman* being then asked by the Committee whether he knew of any other sum of money that was proposed or treated on ; he answered, that he believed there was money proposed to keep the King of *England* from joyning with the Confederates against *France*, but does not know of any money paid.

*Ordered,*

That Mr. *Richardson*, Keeper of the Prison of *Newgate*, be forthwith sent for to attend the House.

Mr. Secretary *Williamson* acquaints the House, That in pursuance of the Order of this House, his Majesty had been attended, who was pleased to signify, that all the Papers and Writings relating to the Plot, should be communicated to the House ; and that Orders were given pursuant to his Majesties Commands.

*Ordered,*

That the Papers relating to the Plot now under examination, be delivered to the Committee appointed to translate Mr. *Coleman*'s Letters; and that

Col. *Birch*,  
Sir *Caril Winch*,  
Sir *Edw. Mansell*,  
Dr. *Devereaux*,  
Sir *Rich. Temple*,  
Sir *John Coventry*,  
Sir *John Woerden*,

Sir *William Frankland*,  
Sir *Tho. Mompeyson*,  
Lord *Clifford*,  
Mr. *Hall*,  
Sir *Jo. Reresby*,  
Lord *Allington*,  
Sir *Jo. Hanmore*,

be added to the said Committee : And they are to meet this Afternoon, and to sit *de die in diem*, until they shall have perfected the matters to them referred.

Mr. *Richardson* being called in to give an account what persons have had any communication with Mr. *Coleman* since his Commitment, he acquainted the House, That there had not been any person admitted to come to, or converse with Mr. *Coleman*, (except his Servant to know what he wanted, and his Wife by virtue of an Order from the Privy Council, and that he himself was present while she was with him, and that she was not permitted to discourse to him any thing of News relating to the Plot now under Examination) besides the Committee appointed by each House of Parliament to examine him.

*Ordered,*

That Sir *Tho. Meeres*, Mr. Solicitor-General, and Sir *Robert Sawyer*, be added to the Committee appointed to examine Mr. *Richard Langhore's* Papers.

*Ordered,*

That the Clerk of the Crown be summoned to attend this House to morrow-morning.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Jovis 31<sup>o</sup> die Octobris, 1678.*

**T**He Clerk of the Crown being called in to give an account touching the Writs for electing new Members, acquainted the House, that he delivered the Writs to Mr. *Harris*, Servant to my Lord Chancellor,

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to be sealed; and that he shewed him the Order of the House, and demanded of him to have the Writs again when they were sealed up; and that Mr. Harris told him that my Lord Chancellor would take care to see the Writs delivered.

*Ordered,*

That a Committee be appointed to enquire into the Delays of issuing forth Writs, and sending them down for electing new Members; and it is referred to

Sir Nich. Carey,

Col. Birch,

Sir William Terringham,

Mr. Zacheverill,

Mr. Powle,

Sir Edward Deering,

Sir Tho. Lee,

Sir Trevor Williams,

Sir Geo. Downing,

Mr. Williams,

Sir Anth. Irby,

or any three of them.

Mr. Speaker acquaints the House, that he had something to inform the House that might possibly make a further discovery touching the Plot now under Examination, and that the same had relation to Mr. Robert Wright a Member of this House, who was absent, and therefore he desired that he may be forthwith sent for to attend the service of the House.

*Ordered,*

That the Serjeant at Arms forthwith summon Mr. Robert Wright to attend the service of the House.

Mr. Robert Wright being come into the House, Mr. Speaker acquaints him, that he had received information, that Mr. Coleman was with him in his Lodgings the Sunday before he was committed, during the space of three hours; and that he carried some Writings into the House, but did not bring the same back again: And that the House expected an account from him what Discourse pass'd between them, and whether Mr. Coleman left any Papers with him.



Mr. *Wright* standing up in his place, informed the House, that Dr. *Short* and himself dined that day with the Lord Chief Justice *Scroggs*, and that Mr. *Coleman* came thither to speak with Dr. *Short*, and that Dr. *Short* and Mr. *Wright* went with Mr. *Coleman* in his Coach to Mr. *Wright's* Lodgings, where they were together three hours; and that he does not remember any Discourse pass'd between them relating to the Plot, but what was the general News of the Town, and such as used to pass in common Conversation; and that he neither saw nor knows that Mr. *Coleman* brought any Papers with him; and that he was willing his Chamber should be searched; and delivered his Keys in order thereto.

*Ordered,*

That Dr. *Short* be summoned to attend the House forthwith.

*Ordered,*

That Col. <i>Birch</i> ,	Sir <i>Gilb. Gerrard</i> ,
Sir <i>Trevor Williams</i> ,	and
Mr. <i>Weld</i> ,	Mr. <i>Progers</i> ,
do go and search Dr. <i>Short's</i> Lodgings.	

*Ordered,*

That Sir <i>Edm. Windham</i> ,	Sir <i>William Hickman</i> ,
Sir <i>Jo. Knight</i> ,	Sir <i>Jo. Trevor</i> ,
do go and search Mr. <i>Robert Wright's</i> Chambers in <i>Lincolns-Inne</i> , and his Lodgings also.	

*Ordered,*

That Sir <i>Hen. Capell</i> ,	Serj. <i>Maynard</i> ,
Mr. <i>Powle</i> ,	and
Sir <i>Cyril Wych</i> ,	Col. <i>Titus</i> ,
or any three of them, do go to <i>Newgate</i> and examine Mr. <i>Coleman</i> touching what past between him,	
Mr.	

Mr. *Wright*, and Dr. *Short*, the Sunday before he was committed.

Sir *Edmund Windham* acquaints the House, that the persons appointed had searched Mr. *Wrights* Chamber and Lodgings, and found no Papers but such as relate to his Profession only.

Dr. *Short* being called in, informed the House, that he was that Sunday at Mr. *Wright's* Lodgings with Mr. *Coleman*, and that what past between them was the general News. That Mr. *Coleman* mentioned Mr. *Oates* in his discourse, but the same was so little and unintelligible, that he remembers not the particulars. That he went from Mr. *Wrights* with Mr. *Coleman* in his Coach to a Patient in *Southampton-buildings*, where Mr. *Coleman* left him.

Col. *Birch* acquaints the House, that the persons appointed had searched Dr. *Short's* Lodgings, but found no Papers relating to the Plot.

Sir *Henry Capell* reports, that the persons appointed had examined Mr. *Coleman*, and that he confest he was with Mr. *Wright*, but that he did not discourse any thing with him but what was general talk, and such as uses to pass in common Conversation; and that he brought not any Papers with him but some loose ones in his pocket, which he did not so much as produce there, and carried the same away with him again.

*Resolved,*

That upon the Examinations that have been taken before this House, and upon the search that has been made, it does appear, that Mr. *Robert Wright* has not had any Communication with Mr. *Coleman* or any other person whatsoever, relating to the Plot now under Examination.

The House being informed that the Clerks of the Council were attending without with Mr. *Coleman's* Papers,

*Or-*

*Ordered,*

That the Papers be delivered to the Clerk of the House, and by him transmitted to the Committee appointed to examine the same.

Here followeth three Letters which were entred by order of the House, *viz.*

A Letter from Mr. Coleman to Father *le Chaise*, of the 29th of September, 1675.

Another from Mr. Coleman to Father *le Chaise*, acknowledging the sending of the same.

And the third, a Letter from Father *le Chaise*, acknowledging the receipt of Mr. Coleman's long Letter, *viz.*

**S**Ince Father St. Germain has been so kind as to recommend me to your Reverence so advantageously as to encourage you to accept my Correspondence, I will own to him that he has done me a favour without consulting me, greater than I could have been capable of if he had advised with me, because I should not then have had the confidence to have permitted him to ask it in my behalf: And I am so sensible of the honour you are pleased to do me, that though I cannot deserve it, yet at least to shew the sense I have of it, I will deal as freely and openly with you this first time, as if I had the honour of your acquaintance all my life; and shall make no Apologie for so doing, but onely tell you, that I know your Character perfectly well, though I am not so happy as to know your person; and that I have an opportunity of putting this Letter into the hands of Father St. Germain's Nephew (for whose integrity and prudence he has undertaken) without any sort of hazard.

In order then (Sir) to the plainness which I promise, I will tell you what has plainly past between your Reverend  
Prede-

Predecessor, Father Ferriers, and my self. About three years ago, when the King my Master sent a Troop of his Horse-Guards into His most Christian Majesties service, under the command of my Lord Duras, He sent with it an Officer called Sir William Frogmorton, with whom I had a particular intimacy, and he had then very newly embraced the Catholick Religion; and to him did I constantly write, and by him address my self to Father Ferriers.

The first thing of great importance which I presumed to offer to him (not to trouble you with lesser matters of what passed here, and immediately after the fatal Renunciation of the Kings Declaration for Liberty of Conscience, to which we owe all our late Mischiefs and Hazards,) was in July, August, and Septemuer, 1673, when I constantly inculcated the great danger the Catholick Religion and his most Christian Majesties Interest would be in at our next Session of Parliament, which was then to be in October following; at which I plainly foresaw that the King my Master would be forced to something in prejudice of his Alliance with France: which I saw so evidently and particularly that we should make Peace with Holland, that I weighed all the Arguments (which to me were Demonstration) to convince your Court of that Mischief; and pressed what I could to perswade his Christian Majesty to use his utmost force to prevent that sitting of our Parliament; and proposed Expedients how to do it: But I was answered so often and so positively, that his Christian Majesty was so well assur'd by his Embassador here, our Embassador there, the Lord Arlington, and even the King himself, that he had no such apprehensions at all, but was fully satisfied of the contrary, and looked upon what I offered as a very zealous mistake; that I was forced to give over arguing, though not believing as they did, but confidently appealed to time and success, to prove who took their measures rightest. When it happened that  
which



*which I foresaw came to pass, the good Father was a little surprized to see all the great mens mistake, and a little one in the right; and was pleased, by Sir William Frogmorton, to desire the continuance of my Correspondence: which I was mighty willing to comply with, knowing the Interest of our King, and in a more particular manner, of my more immediate Master the Duke, and his most Christian Majesty, to be so inseparably united, that it was impossible to divide them without destroying them all.*

*Upon this I shewed that our Parliament, in the circumstances it was managed, by the timorous counsels of our Ministers who then governed, could never be useful either to England, France, or the Catholick Religion; but that we should as certainly be forc'd from our Neutrality at their next meeting, as we had been from our active Alliance with France the last. That a Peace, in the circumstances we were in, was much more to be desired, than the continuance of the War: That the Dissolution of our Parliament would certainly make a Peate; for that the Confederates did more depend upon the Power they had in our Parliament, than upon any thing else in the world, and were more encouraged from thence to continue the War. So that if that were dissolved, their Measures would be all broken, and they consequently in a manner necessitated to a Peace.*

*The good Father minding this Discourse somewhat more than the Court of France thought fit to do my former, urged it so home to the King, that his Majesty was so pleased to give him order to signifie to his R. H. my Master, that his Majesty was fully satisfied of his R. H's good intention towards him, and that he esteemed both their Interests but one and the same. That my Lord Arlington and the Parliament were both to be lookt upon as very unuseful to their Interest; and that if his R. H. would endeavour to dissolve this Parliament, his Majesty would assist him with his Power and Purse to have such a new one as would be for their purpose. This and a*

*great*

great many more Expressions of Kindness and Confidence, Father Ferrier was pleased to communicate to Sir William Frogmorton, and commanded him to send them to his R. H. ; and withal, to beg his R. H. to propose to his most Christian Majesty what he thought necessary for his own Concern, and the advantage of Religion ; and his Majesty would certainly do all he could to advance both or either of them.

That Sir William Frogmorton sent to me by an Express, who left Paris, June 2. 1674. Stilo Novo.

I no sooner had it, but I communicated it to his R. H. to which his R. H. commanded me to answer ; as I did on the 29th of the same month.

That his R. H. was very sensible of his most Christian Majesties friendship, and that he would labour to cultivate it, with all the good Offices he was capable of doing for his Majesty. That he was fully convinced that their Interests were one. That my Lord Arlington and the Parliament were not onely unuseful, but very dangerous both to England and France ; that therefore it was necessary that they should do all they could to dissolve it. And that his R. H.'s opinion was, That if his most Christian Majesty would write his thoughts freely to the King of England upon this subject, and make the same offer to his Majesty of his Purse to dissolve this, which he made to his R. H. to call another, he did believe it very possible for him to succeed, with the assistance we should be able to give him here. And that if this Parliament were dissolved, there would be no great difficulty of getting a new one, which would be more useful : the constitution of our Parliament being such, that a new one can never hurt the Crown, nor an old one do it good.

His R. H. being pleased to own those Propositions, which were but onely General, I thought it more reasonable to be more particular, and to come close to the point.

That

That if we happened to agree, we might go the faster about the Work, and come to some issue before the time were too much spent.

I laid this for my Maxime, The Dissolution of our Parliament would certainly procure a Peace : Which Proposition was granted by every body I conversed withal, even by Monsieur Rovigny himself, with whom I took liberty of discoursing so far, but durst not say any thing of the Intelligence I had with Father Ferriers.

Next, That a sum of money certain, would certainly procure a Dissolution. This some doubted, but I am sure I never did ; for I knew perfectly well, that the King had frequent disputes with himself at that time, whether he should dissolve or continue them ; and he several times declared, That the Arguments were so strong on both sides, that he could not tell to which to incline ; but was carried at last to their continuance, by this one Argument : If I try them once more, they may possibly give me my Money ; if they do, I have gained my point ; if they do not, I can dissolve them then, and be where I am now : so that I have a possibility at least of getting money for their continuance, against nothing on the other side. But if we could have turned this Argument, and said, Sir, their Dissolution will procure you money, when you have onely a bare probability of getting any by their Continuance ; and have shewn how far that bare probability was from being a foundation to build any hope upon, which I am sure his Christian Majesty was sensible enough of. And how much 300000l. Sterling certain (which was the sum we proposed) was better than a bare probability (without any reason to hope that that would ever come to pass) of having half so much more (which was the most he designed to ask) upon some vile dishonourable terms, and a thousand other hazards, which we had great reason to be afraid of. If, I say, we had power to have so argued, I am most confidently assur'd we could have compassed it : for Logick in our Court, built upon Money, has more powerful Charms than any other sort of Reason. But

But to secure his most Christian Majesty from any hazards as to this point, I proposed, That his Majesty should offer that sum upon that Condition; and if the Condition were not performed, the Money should never be due; if it were, and that a Peace would certainly follow thereupon, (which no body doubted) his Majesty would gain his end, and save all the vast Expences of the next Campagne; by which he could not hope to better his Condition, or to put himself into more advantageous circumstances of Treating, than he was then in; but might probably be in a much worse, considering the mighty Oppositions he was like to meet with, and the uncertain chances of War.

But admitting that his Majesty could maintain himself by his great Strength and Conduct, in as good a condition to Treat the next year, as he was then in, which was as much as could then reasonably be hoped for, he should have saved by this Proposal as much as all the men he must needs loose; and all the charges he should be at in a year, could be valued to amount to more than 300000 l. Sterling, and so much more, in case his condition should decay, or it should be worse than it was when this was made: And the Condition of his R. H. and the Catholick Religion here, which depends very much upon the success of his Christian Majesty, delivered from a great many frights and real hazards.

Father Ferriers seemed to be very sensible of the benefit which all Parties would gain by this Proposal; but yet it was unfortunately delayed by the unhappy tedious sickness which kept him so long from the King in Franche Compté, and made him so unable to wait upon his Majesty after he had returned to Paris: But so soon as he could compass it, he was pleased to acquaint his Majesty with it; and did write to the Duke himself, and did me the honour to write to me also, on the 15th of September, 1674, and sent his Letters by Sir William Frogmorton, who came express upon that Errand.

In



In those Letters he gave his R. H. fresh Assurances of his most Christian Majesties friendship, and of his zeal and readiness to comply with every thing his R. H. should think fit to propose in favour of Religion, or the business of the Money; and that he had commanded Monsieur Rovigney, as to the latter, to treat and deal with his R. H. and to receive and observe his Orders and Instructions: but desired that he might not at all be concerned as to the former, but that his R. H. would cause what Propositions he thought fit to propose about Religion, to be offered either to Father Ferrier or to Monsieur Pomponc.

These Letters came to us about the middle of our September, and his R. H. expected daily when Monsieur Rovigney should speak to him about the subject of that Letter; but he took no notice at all of any thing, till September 19. and then onely said, that he had command from his Majesty to give his R. H. the most firm Assurance imaginable of his Friendship, or something to that purpose, making his R. H. a general Complement; but made no mention of any particular Orders relating to the subject of Father Ferrier's Letter.

The Duke wondering at this proceeding, and being much obliged to stay good part of Octob. at Newmarket, and soon after his coming back hearing of the death of Father Ferrier, he gave over all further prosecuting the former Project. But I believe I saw Monsieur Rovigney's policie all along, who was willing to save his Masters money, upon an assurance we would do all we could to stave off the Parliament for our own sakes; that we would struggle as hard without money as with it. And we having by this time, upon our own Interests, prevailed to get the Parliament prorogued till the 13th of April, he thought that the Prorogation being to a day so high in the Spring, would put the Confederates so much beyond their measures, as that it might procure a Peace, and be as useful to France as a Dissolution.

Upon

Upon these Reasons, which I suppose he went upon, I had several discourses with him, and did open my self so far to him as to say, that I could wish his Master would give us leave to offer 300000 l. to our Master for the Dissolution of the Parliament, and shew him that a Peace would most certainly follow a Dissolution; which he agreed with me in: and that we desired not the money from his Master to excite our Wills, or to make us more industrious to use our utmost power to procure a Dissolution, but to strengthen our Power and Credit with the King, and to render us more capable to succeed with his Majesty; as most certainly we should have done, had we been fortified with such an Argument.

To this purpose I promised Monsieur Pomponne frequently by Sir William Frogmorton, who returned from hence again into France on the 16th of November, the day our Parliament should have set, but was prorogued. Monsieur Pomponne, as I was informed by Sir William, did seem to approve the thing, but yet had two Objections against it.

1. That the sum we proposed was great, and could ill be spared by his Majesty in the present Circumstances he was in.

To which we answered, That if by his expending that sum he could procure a Dissolution of our Parliament, and thereby a Peace, which every body agreed would necessarily follow, his most Christian Majesty would save five or ten times a greater sum, and so be a good Husband by his Expence; and if we did not procure a Dissolution, he should not be at that Expence at all: for that we desired him only to promise upon that condition, which we were contented to be obliged to perform first.

2. The second Objection was, That the Duke did not move in it, nor appear in it himself.

To which we answered, That he did not indeed to Monsieur Pomponne, because he had found so ill an effect of

*the Negotiations with Father Ferrier when it came into Monsieur Rovigney's hands ; but he had concern'd himself in it to Father Ferrier.*

*Yet I continued to prosecute and press the Dissolution of the Parliament, detesting all Prorogations as onely so much loss of time, and a means of strengthening all those who depended upon it, in opposition to the Crown, the Interest of France, and the Catholick Religion, in the opinion they had taken, that our King durst not part with his Parliament, apprehending another would be much worse.*

*2. That he could not live without a Parliament, therefore they must suddenly meet ; and the longer he kept them off, the greater the necessities would grow, and consequently their power to compel him to do what they listed would increase accordingly : And therefore if they could but maintain themselves a while, their day would certainly come in a short time, in which they should be able to work their Wills.*

*Such discourses as these kept the Confederates and the Male-contents in heart, and made them weather on the War in spite of all the Prorogations : and therefore I prest a Dissolution till February last, when our Circumstances were so totally changed, that we were forced to change our Councils too, and be as much for the Parliament's sitting as we were before against it. Our Change was this : Before that time the Lord Arlington was the onely Minister in Credit, who thought himself out of all danger of a Parliament, he having been accused before them, and justified ; and therefore was zealous for their sitting : And to increase his Reputation with them, and to become a perfect Favourite, he set himself all he could to persecute the Catholick Religion, and to oppose the French. To shew his zeal against the first, he revived some old Dormant Orders for prohibiting the Roman Catholicks to appear before the King, and put them into execution at his first coming into the Office of Lord Chamberlain. And to*

*make*

make sure work against the second, (as he thought) prevailed with the King to give him and the Earl of Ossery (who married two Sisters of Myne Heer Odykes) leave to go over into Holland with the said Heer, to make a Visit, as they pretended, to their Relations; but indeed and in truth to propose the Lady Mary, eldest Daughter to his R. H. as a Match for the Prince of Orange, not onely without the consent, but against the good liking of his R. H. insomuch as the Lord Arlington's creatures were forc'd to excuse him with a distinction that the said Lady was not to be lookt upon as the Duke's Daughter, but as a Childe of the State; and so the Duke's consent not to be much considered in the disposal of her, but the Interest onely of State. By this he intended to render himself the Darling of the Parliament & Protestants, who would look on themselves as secure in their Religion by such an Alliance, and designed further by that means to draw us into close conjunction with Holland, and Enemies of France. The Lord Arlington set forth upon this Errand Nov. the 10th, 1674, and returned not till Jan. 6. following. During his absence, the Lord Treasurer, Lord Keeper, and Duke of Lauderdale, were the onely Ministers in any considerable Credit with the King, and who all pretended to be entirely united to the Duke; declared loudly and with great violence against the said Lord, and his actions in Holland, and did hope in his absence to have totally supplanted and routed him out of the Kings favour; and after that, they thought they might have easily enough dealt with the Parliament: but none of them had courage enough to speak against the Parliament till they could get rid of him, for fear they should not succeed, but that the Parliament should sit in spite of them, and come to hear that they had used their endeavours against it; which would have been so unpardonable a Crime with our Omnipotent Parliament, that no power would have been able to have saved them from punishment.



But they finding at his return, when they could not prevail against him by such means and arts as they had then tryed, resolved upon new Counsels, which were to out run him in his own course; which accordingly they undertook, and became as fierce Apostles, and zealous for Protestant Religion, and against Popery, as ever my Lord Arlington was before them; and in pursuance thereof, perswaded the King to issue out those severe Orders and Proclamations against Catholicks, which came out in February last; by which they did as much as in them lay, to extirpate all Catholicks and Catholick Religion out of the Kingdom: which Counsels were in my opinion so detestable, being levelled, as they must needs be, so directly against the Duke, by people that he had advanced, and who had professed so much duty and service to him, that we were put upon new thoughts how to save his R. H. from the deceits of them upon whom formerly we depended. We saw well enough that their designs were to make themselves as grateful as they could to the Parliament if they must sit, they thinking nothing to be so acceptable to them as the persecuting of Popery; but they were so obnoxious to the Parliaments displeasure in general, that they would have been very glad of any Expedient to keep it off, though they durst not engage against it openly themselves, but thought this device of theirs might serve to that purpose, hoping that the Duke would be so alarm'd at their proceedings, and by his being left by every body, that he would be much more afraid of the Parliament than ever, and use his utmost power to prevent its sitting; which they doubted not but he would endeavour; and they were ready enough to work under-hand with him for their own sakes, not his, in order thereunto, but durst not appear openly. And to encourage the Duke the more to dissolve the Parliament, their Creatures used to say, that these vigorous proceedings against the Catholicks, were in favour of the Duke; and to

make

make the Dissolution of the Parliament more easie, which they knew he coveted, by obviating one great Objection which was commonly made against it, which was, That if the Parliament had been dissolved, it would be said, It was done in favour of Popery; which Clamour they prevented, by the severity which they had shewn against it beforehand.

As soon as we saw these Tricks put upon us, we plainly saw what men we had to deal with, and what we had to trust to, if we were wholly at their mercy; but yet durst not seem so dissatisfied as we really were, but rather magnified the Contrivance as advice of great cunning and skill.

All this we did purely to hold them in a belief that we would endeavour to dissolve the Parliament, that they might rely upon his R. H. for that which we knew they longed for, and were afraid they might do some other way, if they discovered that we would not.

At length, when we saw the Sessions secur'd, we declared we were for the Parliaments meeting; as indeed we were, from the moment we saw our selves used by the Kings Ministers at such a rate, that we had reason to believe they would sacrifice France, Religion, and his R. H. too, to their own Interests, if occasion served; and that they were led to believe that that was the onely way they had left to save themselves at that time: for we saw no Expedient to stop their Carreers of persecution, and those other destructive Counsels, but the Parliament, which had set it self a long time to dislike every thing the Ministers had done, and had appeared violently against Popery, whilst the Court seemed to favour it. And therefore we were confident that the Ministers having turn'd their faces, the Parliament would do so too, and still be against them, and be as little for persecution then, as they had been for Popery before.

This I undertook to manage for the Duke and for the King of France's Interest, and assured Monsi<sup>r</sup> Rouvigny that the Sessions should do neither of them any hurt; for that I was sure I had power enough to prevent mischief, though I durst not answer for any good they should do, because I had but very few assistants to carry on the Work, and wanted those helps which others had of making friends.

The Dutch, and Spaniard spared no pains, nor expence of money, to animate as many as they could against France.

Our Lord-Keeper, Lord-Treasurer, and all the Bishops, and such as call'd themselves old Cavaliers, who were all then as one man, were not less industrious against Popery, and had the Purse at their Girdle too, which is an excellent Instrument to grain Friends with; and all united against the Duke, as Patron both of France and of the Catholick Religion.

To deal with all this Force, we had no Money but what came from a few private hands, and those so mean ones too, that I dare presume to say that I spent more out of my own Fortune than the whole Body of the Catholicks in England besides; which was so inconsiderable in comparison of what our Adversaries could command, and we verily believe did bestow in making their Party, that it is not worth mentioning.

Yet notwithstanding all this, we saw that by the help of the Nonconformists, who were as much afraid of persecution as our selves, and of the Enemies of the Ministers, particularly the Treasurer, who by that time had supplanted the E of Arlington, and was grown sole manager of Affairs himself, we should be able to prevent what they designed against us, and so render the Sessions ineffectual to their ends, though we might not be able to compass our own; which was to make some break step in favour of his R. H. to shew the King  
that

that his Majesties Affairs in Parliament were not obstructed by reason of the aversion they had to his R. H. his person, or apprehension they had of him or his Religion, but from Faction in some, and real Dissatisfaction in others, that we have not had such fruits and effects of those great sums of Money which have formerly been given, as they expected. If we could have made them but one such step, the King would certainly have restored his R. H. to all his Commissions; upon which he would have been much greater than ever, or could probably ever have been by any other course than what he had taken of becoming Catholick.

And we were so very near gaining this point, that I did humbly beg his R. H. to give me leave to put his R. H. upon making an Address to the King, That his Majesty would be pleased to put the Fleet into the hands of his R. H. as the onely person likely to give a good account of so important a Charge to the Kingdom; and shew'd his R. H. such Reasons to perswade him that we could carry it, that he agreed with me in it. Yet others telling him how great a damage it would be to him if he should miss in such an undertaking, which for my part I could not then see, nor do I yet, he was prevailed upon not to venture.

I did communicate this designe of mine to Monsieur Rovigney, who agreed with me, that it would be the greatest advantage to his Master imaginable, to have the Duke's Power and Credit so advanced as this would certainly do, if we could compass it.

I shew'd him all the difficulties we were like to meet with, and what helps we should have, but that we should want one very material one, viz. Money, to carry on the Work as we ought; and therefore I confess'd I did shamefully beg his Masters help, and would willingly have been content to have been in everlasting disgrace with all the world, if I had not with the



assistance of 20000 l. Sterling from him, made it evident to the Duke that he could not have miss'd it. Monsieur Rovigney used to tell me, That if he could be sure of succeeding in that Designe, his Master would give a very much larger sum; but that he was not in a condition to throw away Moneys upon Incertainties. I answered, That nothing of this nature can be so infallibly sure, as not to be subject to some possibility of failing; but that I durst venture to undertake to make it evident, that there was as great an assurance of succeeding in it, as any Husbandman can have of a Crop in Harvest, who sows his Ground in its season; and yet it would be accounted a very imprudent piece of wariness to scruple the venturing so much Seed in its proper time, because it is possible it may be totally lost: Who minds the Winds and the Rains at that rate, shall neither sow nor reap.

I take our Case to be much the same now, as it was the last Sessions; if we advance the Dukes Interest one step forwards, we shall put him out of the reach of all Chances for ever: for he makes such a Figure already, that cautious men do not care to act against him, or always without him, because they do not see he is much over-powered by his Enemies. Yet he is not at such a pitch as to be quite out of danger, or free from opposition; but if he could gain any considerable new addition of power, all would come over to him as the only Centre of our Government; then would Catholicks be at ease, and his most Christian Majesties Interest secured with us in England, beyond all apprehensions whatsoever.

In order to this, we have two great Designs to attempt this next Sessions.

First, That which we were about before, viz. to put the Parliament upon making their humble Request to the King, That the Fleet may be put into his R. H. his care  
And,

And, secondly, To get an Act for general Liberty of Conscience.

If we carry these two, or either of them, we shall in effect do what we list afterwards; and truly we think we do not undertake these great Points very unreasonably, for that we have good Cards for our Game; not but that we expect great Opposition, and we have reason to beg all the Assistance we can possibly get: And therefore if his most Christian Majesty would stand by us a little in this, and help us with such a sum as 20000 l. Sterling, (which is no great matter to venture upon such an Undertaking) I would be content to be sacrificed to the utmost malice of my Enemies, if I did not succeed.

I have proposed this several times to Monsieur Ruvigny, who seems always of my opinion; but I know not whether he will be as zealous in this point as a Catholick would be, because our prevailing in these things will give the greatest blow to the Protestant Religion here, that ever it receiv'd since its birth; which perhaps he would not be very glad to see, especially when he believes that there is another way of doing his Masters business without it, which is by a dissolution of the Parliament, which I know he much depends on, and concludes, that if that come to be dissolved, it will be as much as he need care for; proceeding perhaps upon the same manner of discourse as he did this time twelve-month. But with submission to his better judgment, I do think that our case is extreamly much altered from what it was then, in relation to a Dissolution: for then the Body of our governing Ministers (all but the Earl of Arlington) were entirely united to the Duke, and would have governed his way, had they been as free from all fears and controul as they had been if the Parliament had been removed; but they have since that time engaged in quite different Councils, and embarked them-

themselves and Interests upon other Bottoms, having declared themselves against Popery. And to dissolve the Parliament simply, and without any other step made, will be to leave them to govern what way they list; which we have reason to suspect will be to the prejudice of France and Catholicks, because their late Declarations and Actions have demonstrated to us, that they take that for the most Popular way for themselves, and the likeliest to keep them in absolute Power: whereas should the Duke get above them, after the trick they have shewed him, they are not sure he will totally forget the usage he has had at their hands. Therefore it imports now to advance our Interest a little further by some such Project as I have named, before we dissolve the Parliament, or else perhaps we shall but change Masters, a Parliament for Ministers, but shall be established and stand firm without any opposition: for every body then will come over to us, and worship the rising Sun.

I have here given you the History of three years as short as I could, though I am afraid it will seem very long and troublesome to your Reverence, amongst the multitude of Affairs you are engaged in. I have also shewn you the present state of our Case, which may by Gods providence and good conduct be made of such advantage to Gods Church, that for my part I can scarce believe my self awake, or the thing real, when I think of a Prince, in such an Age as we live in, converted to such a degree of Zeal and Piety, as not to regard any thing in the world in comparison of God Almighty's Glory, the Salvation of his own Soul, and the Conversion of our poor Kingdom, which has a long time been oppress'd, and miserably harass'd by Heresie and Schism.

I doubt not but your Reverence will consider our Case, take it to heart, and afford us what help you can, both with the King of Heaven by your holy Prayers, and with  
hu

his most Christian Majesty by that Credit which you most justly have with him; and if ever his Majesties Affairs or your own can want the service of so inconsiderable a creature as my self, you shall never finde any Body readier to obey your Commands, or faithfuller in the execution of them, in the best of his power, than

Your most humble  
and  
most obedient Servant.

Sept. 29. 1675.

I Sent your Reverence a tedious Letter on our 29th of September, to inform you of the progress of our Affairs for these two or three last years. I have now again the opportunity of a very sure hand to convey this by. I have sent you a Cypher, because our Parliament now drawing on, I may possibly have occasion to send you something which you may be willing enough to know, and may be necessary for us that you should. When I may want the conveniencie of a Messenger, when any thing occurs of more Concern than ordinary, which may not be fit to be trusted to a Cypher alone, I will (to make all sure) write in Lemon between the Lines of the Letter; which shall have nothing in it visible, but what I care not who sees; but dried by a warm fire, shall discover what is written: So that if the Letter comes to your hands, upon drying it any thing appears more than did before, you may be sure no body has seen it by the way. I will not trouble you with that way of writing but upon special occasions, and then I will give you a hint to look to it, by concluding my visible Letter with something of fire or burning; by which mark you may know there is something underneath, and how my Letter is to be used to finde it out.

We



*We have here a mighty Work upon our hands, no less than the Conversion of three Kingdoms; and by that perhaps the utter subduing of a pestilent Heresie, which has domineer'd over part of this Northern world a long time.*

*There was never such hopes of success since the death of our Queen Mary, as now in our days, when God has given us a Prince who is become (may I say by miracle?) zealous for being the Author and Instrument of so glorious a Work; but the Opposition we are sure to meet with, is also sure to be great: So that it imports us to get all the Aid and Assistance; for the Harvest is great, and the Labourers are few.*

*That which we rely upon most, next to God Almighty's providence and the fervour of my Master the Duke, is the mighty minde of his Christian Majesty, whose generous Soul inclines him to great Undertakings; which being managed by your Reverences exemplary Piety and Prudence, will certainly make him look upon this as most suitable to himself, and best becoming his power and thought: So that I hope you'll pardon me, if I be troublesome too upon this occasion, from whom we expect the greatest help we can hope for.*

*I confess I think his Christian Majesties Temporal Interest is so much attacqued to that of his R. H. which can never be considerable but upon the advancement of the Catholick Religion, that his Ministers cannot give him better Advice, even in a politick sense abstracted from the considerations of the next world, than that of our blessed Lord, To seek first the Kingdom of Heaven, &c.*

*Yet I know his most Christian Majesty has more powerful Motives suggested to him by his own Devotion, and your Reverences Zeal for Gods glory, to engage him to afford us the best help he can in our present Circumstances; but we are a little unhappy in this, that we cannot press*

his Majesties present Minister here upon these latter Arguments, which are most strong, but onely upon the first; Monsieur Rovigney's sense and ours differing very much upon these, though we agree perfectly upon the rest: And indeed, though he be a very able man as to his Masters service, in things where Religion is not concern'd, yet I believe it were much more happy, considering the Post he is in, that his Temper were of such a sort that we might deal clearly with him throughout, and not be forced to stop short in a discourse of Consequence, and leave the most material part out, because we know it will shock his particular opinion; and so perhaps meet with dislike and opposition, though never so necessary to the main Concern.

I am afraid we shall finde too much reason for this Complaint this next Sessions of Parliament: for had we one here for his Christian Majesty who had taken the whole Business to heart, and who would have represented the state of our Case truely as it is, to his Master, I do not doubt but his C. M. would have engaged himself further in the Affair than at present I fear he hath done, and by his approbation have given such Counsels as have been offered his R. H. by those few Catholicks who have access to him, and are bent to serve him, and advance the Catholick Religion with all their might, more Credit with his R. H. than I fear they have found, and have assisted him also with his Purse as far as 100000 Crowns, or some such sum, which to him is very inconsiderable; but would have been to them of greater use than can be imagined, towards gaining others to help him, or at least not to oppose. If we had been so happy as to have had his most C. M. with us to this degree, I would have answered with my life for such success this next Sessions, as would have put the Catholick Religion, his R. H. and his most Christian Majesty out of all danger for time to come. But wanting those

*those hopes of recommending those necessary Counsels which have been given his R. H. in such a manner as to make him think them worthy of his accepting, and fit to govern himself by ; and of those advantages which a little money well managed would certainly have gained us, I am afraid we shall not be much better at the end of this Sessions, than we are now : I pray God we do not loose ground. By my next, which shall be ere long, I shall be able to tell your Reverence more particularly what we are like to expect. In the meantime I most humbly beg your holy Prayers for all our Undertakings, and that you will please to honour me so far, as to esteem what I am entirely, and without reserve,*

Most Reverend Father,

Your Reverences most humble,  
and most obedient Servant.

SIR,

**T**HE Letter which you gave your self the trouble to write to me, came to my hands but the last night : I receiv'd it with great satisfaction ; and I assure you that its length did not make it seem tedious.

I shall be glad on my part to assist in seconding your good Intentions : I will consider of the means to effect it, and when I am better informed than I am as yet, I will give you an account ; to that end I may hold Intelligence with you, as you did with my Predecessor. Sir, I desire you to believe that I will never fail, as to good will, for the service of your Master, whom I honour as much as he deserves ; and that it is with great truth that I am

Your most humble,  
and most obedient Servant,

D. L. C.  
Re-

*Resolved nemine contradicente,*

That upon the Evidence that has already appeared to this House, this House is of opinion, that there is and hath been a damnable and hellish Plot, contrived and carried on by Popish Recusants, for assassinating and murdering the King, for subverting the Government, and rooting out and destroying the Protestant Religion.

*Ordered,*

That this Vote be communicated to this Lords at a Conference, and that the Lords be desired to joyn with this House in providing Remedies for preservation of his Majesties Person and Government, and the Protestant Religion ; and it is referred to

Sir *Tho. Meers,*

Sir *Tho. Litteton,*

Sir *John Trevor,*

Sir *Nich. Carey,*

Mr. *Powle,*

Sir *Jo. Ernley,*

Sir *Tho. Clergis,*

Mr. *Williams,*

Sir *Fran. Russell,*

Sir *Tho. Lee,*

Sir *Eliab Harvey,*

Mr. *Hopkins,*

Sir *William Hickman,*

Sir *Geo. Downing,*

Sir *Rob. Sawyer,*

Sir *Edw. Deering,*

Mr. *Zacheverill,*

Lord *Russell,*

Mr. *Secr. Williamson,*

Sir *Cha. Harbord,*

Sir *Hen. Capell,*

Sir *Rob. Thomas,*

Lord *Cavendish,*

Sir *John Coventry,*

Serj. *Maynard,*

Sir *Jo. Hammer,*

Sir *Christoph. Musgrave,*

or any five of them, to

prepare and draw up Reasons upon the Debate of the House ; and are to meet this Afternoon, in the Speakers Chamber, at three of the Clock.

A Complaint being made of a breach of Priviledge committed against my Lord *Scudamore* a Member of this House, by *Tho. Rogers* a Barber, *James Syddall* an Attor-



Attorney, and one *Howells* a Serjeant at *Mace-hall* of the City of *Hereford*, in arresting and detaining of *Richard Weale*, the menial Servant of my Lord *Scudamore*, during the Priviledge of Parliament.

*Ordered,*

That the said *Rogers*, *Syddall*, and *Howells*, be sent for in custody of the Serjeant at Arms attending this House, for their breach of Priviledge committed against my Lord *Scudamore*, in arresting and detaining *Richard Weale* his menial Servant.

A Petition of *Edward Kinaston* Esq; complaining of an undue Return of *Sir Richard Corbet* to serve in this present Parliament for the Burrough of *Shrewsbury*, in injury of the Petitioner, who was duely elected, and ought to have been returned, was read.

*Ordered,*

That the said Petition be referred to the consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same, with their Opinions therein, to the House.

*Ordered,*

That if any other of *Mr. Coleman's* Papers be brought, they be transmitted to the Committee appointed to examine the same; and they are to take care that such of them as are written in French, be forthwith translated.

*Ordered,*

That *Mr. Hyde*,

*Sir Will. Beecher*,

*Mr. Onslow*,

*Sir Jo. Knight*,

*Sir Rob. Southwell*,

*Sir Tho. Lee*,

*Sir Tho. Doleman*,

*Sir Eliab Harvey*,

be added to the Committee appointed to search *Mr. Richard Langborne's* Chamber.

*Veneris*

*Veneris 1<sup>o</sup> die Movembris, 1678.*

*Ordered,*

**T**hat the Committee appointed to prepare the matter to be delivered at the Conference to be had with the Lords, do withdraw and finish their Report.

*Resolved,*

That an humble Address be presented to his Majesty, to desire his Majesty that the Orders that he has given that the Cities of *London* and *Westminster* and parts adjacent, may, during the sitting of Parliament, be guarded and secured by the Militia, be put in execution.

*Sir John Knight* reports from the Committee appointed to examine and translate *Mr. Coleman's Papers*, That the Committee had taken several of the Papers into examination, and translated such of them as were written in French; and that the Committee had ordered him to report the same: And the Papers being by him delivered to *Mr. Speaker*, several of them were by *Mr. Speaker* read to the House.

*Sir Robert Sawyer* reports from the Committee appointed to consider and prepare matter to be offered at the Conference to be had with the Lords, a Report agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table; where the same was twice read, and upon the Question agreed, and is as follows.

The House of Commons, after examination of several Persons and Papers, many of which Papers his Majesty did acquaint the House had been communicated to your Lordships, and deliberate consideration had hereupon, came to this unanimous Resolution.

**E**

*Res*

*Resolved nemine contradicente,*

That upon the Evidence that has already appeared to this House, this House is of Opinion, that there has been, and still is, a damnable and hellish Plot, contrived and carried on by the Popish Recusants, for assassinating and murdering the King, subverting the Government, and rooting out and destroying the Protestant Religion.

The House of Commons being very sensible of the eminent danger both the King and Kingdom are in, do think it their Duty to acquaint your Lordships therewith; and do pray your Lordships would be pleased to take into your serious and speedy consideration, what Remedies are fit and suitable to be applied for preserving the Kings Person, and preventing the alteration of Religion and Government: and the Commons shall readily concur to such Remedies as shall be proposed for effecting this great End.

*Ordered,*

That a Conference be desired with the Lords about matters of great importance, relating to the preservation of his Majesties Person, the Protestant Religion, and safety of the Government.

And then the House adjourned  
till four of the clock in the  
afternoon.

*Post Meridiem.**Ordered,*

That Sir Henry Capell do go up to the Lords to desire a Conference about matters of great importance relating to the preservation of his Majesties Person, the Protestant Religion, and safety of the Government.

Sir Henry Capell acquaints the House, that the Lords had agreed to a present Conference in the Painted Chamber.

*Ordered,*

That the Members who were appointed to prepare the matter of the Conference, do attend and manage the Conference ; which they accordingly did.

*Ordered,*

That a Committee be appointed to enquire into the Causes of the late noises of Knocking that have been heard in the night in the *Old Palace-yard* or thereabouts, and to search the houses near the two Houses of Parliament, and in the *Old Palace-yard*, and to examine and return in the Names of such Papists as inhabit near the two Houses of Parliament : And it is referred to

Col. Birch,  
Col. Titus,  
Mr. Hampden,  
Mr. Hopkins,  
Sir Christoph. Musgrave,  
Sir Jo. Holmes,  
Mr. Price,  
Col. Strobe,  
Mr. Powle,  
Sir Tho. Stringer,  
Sir Cha. Harbord,  
Sir Henry Capell,  
Sir Rich. Ingoldsby,  
Sir Tho. Lee,  
Sir Gilb. Gerrard,  
Sir Rob. Dillington,

Mr. May,  
Sir Edmund Windbam,  
Mr. Crouch,  
Lord Allington,  
Sir Courtney Poole,  
Mr. Paston,  
Sir Edward Harlow,  
Sir Edmund Jenings,  
Sir Trevor Williams,  
Sir Edward Deering,  
Sir Gilb. Talbot,  
Sir Anth. Dean,  
Mr. Cheney,  
Mr. Bocklane,  
Sir John Knight,  
or any three of them.

A Message from the Lords by Sir Edward Loe and Sir John Franklyn.



Mr. Speaker,

The Lords desire a present Conference with this House, in the painted Chamber, upon the subject-matter of the last.

The Messenger being withdrawn,

Resolved,

That this House doth agree to meet the Lords at a present Conference.

The Messengers being called in, Mr. Speaker acquaints them that the House had agreed to a present Conference.

Ordered,

That the Members who did manage the former Conference, do attend this.

Sir Tho. Meeres reports from the Conference had with the Lords, That my Lord Chancellor managed the Conference ; and that what was delivered was as follows.

THE Lords have considered the Vote of the House of Commons communicated to them at the Conference, and have most readily and unanimously concurred with them in it, *nemine contradicente* ; and their Lordships are very glad to see that zeal which the Commons have shewed upon this occasion, and do fully concur with them, That the most speedy and serious Considerations of both Houses are necessary for prevention of the eminent dangers : in order whereunto, their Lordships have resolved to sit *de die in diem* forenoon and afternoon, and desire that the House of Commons would do so : And when their Lordships shall have well considered of fit and proper Remedies for these Dangers, they will be ready to communicate them to the House of Commons ; and will also take in good part whatever shall be communicated to them by the House of Commons ; and will suffer nothing to be wanting on their parts which may preserve a good  
Cor-

Correspondence between the two Houses, which is absolutely necessary to the Safety of the King and Kingdom.

*Resolved,*

That this House will sit *de die in diem* forenoon and afternoon.

*Ordered,*

That Mr. *Coleman* be again examined by the former Committee, and that Sir *Thomas Stringer* and Mr. *Booth* be added to the Committee ; and they are to make use of Mr. *Coleman's* Clerk as they shall think meet.

*Resolved,*

That this House will proceed by way of Impeachment against the Lord *Arundel of Wardor*.

*Ordered,*

That a Committee be appointed to prepare and draw up Articles of Impeachment against the Lord *Arundel of Wardor* : And it is referred to

Mr. *Williams,*

Mr. Serj. *Maynard,*

Sir *Jo. Holland,*

Sir *Tho. Meeres,*

Mr. *Powle,*

Sir *Jo. Trevor,*

Serj. *Seis,*

Sir *Trevor Williams,*

Mr. Solicitor-General,

Mr. *Zacheverill,*

Mr. *Harbord,*

or any five of them, to prepare and draw up the Articles of Impeachment.

The House being acquainted that upon the examination of Mr. *Coleman's* Clerk, there was an Information that a Book containing several Letters of Mr. *Coleman's* was seiz'd with his Writings, and that there were several Letters of Mr. *Coleman's* received since the first discovery of by himself or his Agents,

*Ordered,*

That it be referred to the Committee appointed to

examine Mr. *Coleman's* Papers, to make a further Examination touching the book of Letters mentioned to be taken away when Mr. *Coleman's* Papers were seized; and that there be a further Examination made by the said Committee touching the Letters sent to Mr. *Coleman* by the Post; and that the Master of the Post-Office, and other Officers relating thereto, do attend the said Committee, and give an account concerning the same.

Mr. Secretary *Williamson* informs the House, that in pursuance of the Order of the House of this day, he had attended his Majesty, and acquainted him with the desire of this House, That his Majesties Orders for guarding the Suburbs by the Militia may be put in execution; his Majesty was pleased to return answer, That he would give effectual Orders that the Guards of the Militia shall be set accordingly.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Sabbati 2<sup>o</sup> die Novembris, 1678.*

*Resolved,*

**T**hat an Address be presented to his Majesty, to desire his Majesty to issue out his Proclamation, declaring that *Conyers, Symonds, Beddingfield, and Cataway* are guilty of Traiterous practices; and requiring them to render themselves by a short day; and to make it penal for any person to conceal them, with a promise of Reward to such as shall apprehend them. And likewise to desire his Majesty, that he will be pleased to give Orders for a more effectual way for disarming Popish Recusants; and that Direction may be sent to the

the

the Sea-ports for apprehending all suspicious persons either going out or coming in : And it is referred to

Sir Robert Sawyer,	Mr. Powne,
Sir Jo. Trevor,	Sir Cyril Wych,
Sir Tho. Meeres,	Mr. Williams,
Serj. Maynard,	Sir Tho. Stringer,
Sir Rob. Howard,	Sir Tho. Clergis,
Mr. Zacheverill,	Mr. Solicitor-General,
Mr. Swinfen,	or any three of them,

to prepare the said Address.

*Ordered,*

That the Clerk of the Council do forthwith attend with Mr. Harcourt's Papers ; and that all other Papers relating to the Plot, either in the hands of the Secretary of State, or Clerks of the Council, be communicated to this House, according to the leave given by his Majesty.

A Message from the Lords, by Sir William Beversham and Sir Samuel Clerke.

*Mr. Speaker,*

*The Lords desire a present Conference with this House, in the painted Chamber, about matters of Consequence necessary for this House to know.*

The Messengers being withdrawn,

*Resolved,*

That this House doth agree to meet the Lords at a present Conference.

The Messengers being called in, Mr. Speaker acquaints them, that this House had agreed to a present Conference.

*Ordered,*

That the Members who did manage the last Conference, do attend and manage this Conference.

Sir Robert Sawyer reports from the Conference had



with the Lords, That the Lord Privy-Seal managed the same ; and that this Conference was to acquaint the House, That the Lords had this morning receiv'd Information at the Bar of their House from the Surveyor of his Majesties Works,

That the Roof of this House was so rotten and decayed, that it was in danger, upon any great storm, to fall ; and that the Lords had resolved to address his Majesty by the Lords of the White-staff, to desire his Majesty that he would be pleased to give Order that the Court of Requests may be fitted for this House to sit in whilst the Roof was repaired.

*Resolved,*

That an humble Address be presented to his Majesty representing the ruinous condition of the Roof and Buildings of this House ; and to desire his Majesty, that he will be pleased to give Order that there may be some other place of more safety provided for this House to sit in.

*Resolved,*

That the Thanks of this House be given to the Lords for their great kindness in acquainting them with the danger they are under from the ruinous condition of the Roof, &c.

*Ordered,*

That Mr. Speaker be desired to repair to *Newgate*, and examine Mr. *Coleman*.

*Ordered,*

That Mr. Speaker do address his Majesty from this House, and humbly desire his Majesties Pardon to Mr. *Coleman*, in case he shall make such a full discovery of the Plot now under Examination, as shall be satisfactory ; which if he shall not do, that then no Pardon or Reprieve may be granted to him.

And then the House adjourned  
till four of the clock in the  
Afternoon.

*Post*

*Post Meridiem.*

Mr. Speaker acquaints the House, that he had, in pursuance of the Order of the House, attended his Majesty, and that his Majesty was pleased to signify his pleasure, ( that relying very much on the Duty and Loyalty of this House, which hath been so often testified by expressing their great care for preserving his Person and supporting his Government, ) That this House may assure Mr. *Coleman* of his Majesties Pardon, in case he shall make such a Discovery as shall be satisfactory; but in case he shall not, that then no Pardon or Reprieve shall be granted to him.

A Petition of *Tho. Reynell Esq;* complaining of an undue Return of *Rawlyn Mallack* and *William Stawell Esquires* to serve in this present Parliament for the Burrough of *Ashberton* in the County of *Devon*, in injury of the Petitioner, who was duely elected, and ought to have been returned, was read.

*Ordered,*

That the said Petition be referred to the consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same to the House.

Two Letters found amongst Mr. *Harcourt's* Papers, one dated 23 Feb. 1677. and signed E. P. the other dated 5 Feb. 1677. were read to the House.

*Ordered,*

That the said two Letters be entred in the Journal, and then returned to Sir *Thomas Doleman*, to be by him kept till such time as this House shall demand the same of him: which Letters are as follow, viz.

*February*

*February 23. 1677.*

Honoured dear Sir,

**I** Have but time to convey these following particulars to you. First, I am to give you notice that it hath seemed fitting to our Mr. Consult Provincial, &c. to fix the 21th day of April next, Stylo vet. for the meeting at London of our Congregation; on which day all those that have right of Suffrage, are to be present there, that they be ready to give a beginning to the same on the 24th, which is the next day after St. George's day. You are warned to have jus Suffragii: and therefore if your occasions should not permit you to be present, you are to signify as much, to the end others in the ranks be ordered to supply your absence. Every one is minded also not to hasten to London long before the time appointed, nor to appear much in Town till the Meeting be over, lest an occasion should be given to suspect the Designe. Finally, Secrecy, as to the time and place, is much recommended to all those that receive Summons, as it will appear of its own nature necessary. 3<sup>o</sup> Pro Domino Solono de factō Benefactō Bow Lininis.

I am so streightened for time, that I can onely assure you I shall be much glad of obliging you any ways.

Sir,

Your Servant,

E. P.

Pray my Service where due, &amp;c.

SUPERSCRIBED,

These for his honoured Friend, Mr. William  
Tonstall, at ----- Burton.

Hilton.

Hilton, 5<sup>o</sup> Feb. 1677.

Worthy Sir,

I Know not from whence it proceeds, but I perceive both your Letters and mine have had fortune by the way for my Correspondents, which you complain they bear not from me, whereas I writ constantly every Post; and since the Bills I receiv'd from your self for Sir William Goreing, and from Mr. Ireland for Mr. Shelley, I have not had one Letter but what I receiv'd this week, which in part made a recompence for the former; for it brought me three of yours, and one of Mr. Ireland's: for which I render you many humble thanks, and acknowledge the 15 l. from my Lord Castlemaine, though Mr. Ireland makes no mention of it in his. We are all here very glad at the promotion of Mr. Thomas Harcourt. When I writ that the Patents were sent, (though I guess'd for who they were) yet I know not for certain, because our Patrons do not use to discover their Resolutions till they know that they have effect: And therefore in those kind of matters I dare not be hasty, lest some may say, A Fool's Bolt is soon shot. We are here in great hopes of a general Peace: for most are perswaded that the French will chuse rather to accept of an Ignominious Peace, than hazard their Crown, which is very probably thought they will do, if they expect that England joins with the Confederates. If Peace be made, I shall happily have some News to write you from hence; for at present we have nothing. So I beg a charitable memory in your best thoughts.

Your most humble Servant,

Cha. Anderson.

The



*The Inclosed is from Lawrence Cossam, an Acquaintance I suppose of yours, who I hope will do very well. His Mother says she has paid you for his viaticum of Return : I should be glad to hear it from you.*

These Letters were accordingly delivered back to Sir *Tho. Doleman* immediately.

Mr. Solicitor-General reports from the Committee appointed to draw up an Address to be presented to his Majesty, an Address agreed upon by the Committee ; and there being several Blanks left in the Address by the Committee,

*Ordered,*

That the said Address be recommitted to the former Committee, to consider of and amend the same.

And then the House adjourned till *Munday*-morning eight of the clock.

*Lunæ 4<sup>o</sup> die Novembris, 1678.*

**M**R. Speaker acquaints the House, that in pursuance of the Order of the House, he had repaired to Mr. *Coleman*, and after he had shewed him the Order, and laid his Condition before him, he acquainted him with his Majesties gracious pleasure, and that this was the last time that any offer of Pardon would be made to him. Mr. *Coleman* told him he was very sensible of the miserableness of his Condition, for that he knew there was enough already known to take away his life, but that he did not know

know enough to save it : That he had already discovered all his knowledge of the Plot. That he shewed Mr. Coleman the two Letters, and that Mr. Coleman told him what Cyphers, to the best of his memory, did belong to them, and how they were to be made use of.

That there passed several other matters in discourse, the effect whereof Mr. Speaker declared to the House.

Mr. Speaker then proceeded to the reading some other of Mr. Coleman's Papers.

A Debate arising in the House for an Address to be presented to his Majesty, that his Royal Highness may withdraw himself from his Majesties Person and Councils ;

*Ordered,*

That the Debate be adjourned till Friday-morning next.

And then the House adjourned  
till to morrow - morning  
nine of the clock.

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*Martis 5<sup>o</sup> die Novembris, 1678.*

THE House being met in order to go to Church  
at St. Margarets Westminster,

Adjourned till to morrow-  
morning nine of the clock.

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*Mercurii 6<sup>o</sup> die Novembris, 1678.*

A Petition of Ralph Mountague Esq; complaining  
of an undue Return made by the Sheriff of the  
County

County of *Northampton*, of Sir *William Temple* Baronet, to serve in this present Parliament for the Burrough of *Northampton*, in injury of the Petitioner, was read.

*Ordered,*

That the matter of the Return be examined at the Bar of this House on *Monday* next, and that the High-Sheriff and Under-Sheriff for the County of *Northampton*, and the Mayor of the said Burrough, do then attend; and the Clerk of the Crown do likewise attend with the Return.

A Petition of *John Dean* Esq; complaining of an undue Return of *Charles West* Esq; to serve for the Burrough of *Andover* in the County of *Southampton*, in injury of the Petitioner, who was duely elected, &c. was read.

*Ordered,*

That the said Petition be referred to the Committee of Elections and Priviledges, to examine the matter, &c.

*Ordered,*

That the Thanks of this House be returned to *Dr. Tillotson* for his excellent Sermon yesterday preached before the House at *St. Margarets Westminster*, and that he be desired to print his Sermon.

*Ordered,*

That the two Letters sent by *St. Germaine* to *Mr. Coleman*, the one directed under the name of *Lepine*, the other under the name of *Katherine Burghill*, which are undecyphered, be delivered to the Chairman of the Committee appointed to examine *Mr. Coleman's* Papers, to the end the same may be translated and decyphered by the said Committee.

*Ordered,*

That an humble Address be presented to his Majesty, to desire his Majesty that *Mr. Coleman's* Letter

to

Monfieur la Chaise of the 29th of September, 1675: and his following Letter owning the sending of the same, and Monfieur la Chaise's Letter acknowledging the receipt of Mr. Coleman's long Letter, may be printed and published: And it is referred to

Mr. Zacheverill,  
Sir Tho. Clergis,  
Mr. Pople,  
Sir Gilb. Gerrard,  
Col. Birch,  
Sir Tho. Meeres,  
Sir Eliab Harvey,  
Sir Jo. Ernley,

Sir Tho. Higgins,  
Mr. Hampden,  
Sir Tho. Littleton,  
Sir William Hickman,  
Sir Jo. Coventry,  
Mr. Hall,  
Sir Jo. Birkenhead,

or any three of them :

And they are to meet at three of the clock this Afternoon, in the Speakers Chamber, to prepare the said Address.

*Ordered,*

That Sir Henry Capell, Mr. Hampden, Mr. Boscarren, and Mr. Gwyn, do forthwith repair to Mr. Coleman, and examine him touching the disposing of the money which he receiv'd from the French Embassador, or any other money; and to ask him such other Questions upon the Debate of the House, as they shall think meet; and to take his Examination under his hand.

A Complaint being made to the House of a material mistake in that part of the Translation of the Gazette into French which has reference to his Majesties Proclamation for removing Papists,

*Ordered,*

That Monsieur Morauville, who translates the Gazettes into French, and Mr. Newcomb the Printer, be summoned to attend this House to morrow-morning.

The



The House being informed that there is a Trunk of Papers and a Pacquet seiz'd, and left with one Justice Chamberlain, and that they are supposed to be Papers which belonged to Mr. Coleman,

*Ordered,*

That it be referred to the consideration of the Committee appointed to examine Mr. Coleman's Papers; and that Justice Chamberlain, and all other persons concern'd, do attend the said Committee.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Jovis 7<sup>o</sup> die Novembris, 1678.*

**A** Petition of *Charles Rawleigh Esq;* complaining of an undue Return of *Maurice Bocklane* to serve in this present Parliament for the Burrough of *Downton* in the County of *Wilts*, in injury of the Petitioner, who was duely elected, and ought to have been returned, was read.

*Ordered,*

That the said Petition be referred to the Committee of Elections and Priviledges, to examine the matter, and report the same to the House.

A Complaint being made of a breach of Priviledge committed against Mr. *Palmer* a Member of this House, by *Thomas Dean* and *John Blakestone* of *Old Malton* in the County of *York*, in proceeding to a Tryal at Law this last Assizes, in a Cause wherein the Interest of Mr. *Palmer* was concerned, notwithstanding they had notice that Mr. *Palmer* was a Member of Parliament, and insisted upon his priviledge;

*Or.*

Ordered,

That it be referred to the consideration of the Committee of Priviledges and Elections, to examine the matter of the said Complaint, and report the same, with their Opinions therein, to the House; and that all further proceedings at Law be stayed till the matter be heard; and that Summons be sent to Mr. *Blakeston* and Mr. *Deane*, to attend the said Committee; and that notice of this Order be given to their Attorney at Law and other persons concerned therein.

Sir *Henry Capell* reports, that the Committee appointed to examine Mr. *Coleman*, did, in pursuance of the Order, repair to him, and examined him upon several matters, and had reduced his Examination into writing, and that Mr. *Coleman* had himself signed it; which he read in his place, and afterwards delivered the same in at the Clerks Table; which is as followeth.

**M**R. *Coleman* says, That he receiv'd of Monsieur *Rovigney* 300 l. and of Monsieur *Curtein* 360 l. for Intelligence given them of every days proceedings in Parliament; and that Monsieur *Rovigney* encouraged him to keep a good house, and that as well out of Parliament-time as during the Sessions, that it might not be suspected.

That he receiv'd the last Sessions of Monsieur *Barillon* 2500 l. which he intrusted him with to distribute to Members of the House of Commons, to prevent a Rupture between the two Crowns; and that accordingly he had prepared Guineys to distribute amongst them: but that he gave none to any Member of Parliament, but applied them to his own use; and excused it to his own conscience, that he did so, because he thought he was as much out of Purse upon the French account in his way of living. That the French Embassador demanded an account of the 2500 l. and he replied, he

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had

had distributed it to the Members of the House of Commons; but desired to be excused as to their Names. That about the time of the Treaty with Monsieur Barillon, upon this occasion, Monsieur Barillon proposed several Members to whom this money might be given. That to some of them the said Mr. Coleman promised to give it, and told Monsieur Barillon he had done accordingly.

That about the end of the last Sessions he received more of Monsieur Barillon 360 l. upon account of Intelligence of proceedings in Parliament.

That Monsieur Rotigney, believing that on the side of the Confederates means were used to inflame the Parliament against France, did therefore encourage Mr. Coleman to pursue a Correspondence with Parliament men, to prevent their endeavours. That to his best remembrance, about Decemb. 1677, he thinks he might in his Correspondence with St. Germaine, treat about procuring a sum of Crowns (the certain sum he remembers not) for preventing a Rupture with France, which he foresaw the Match with the Prince of Orange might occasion.

That he receiv'd none of that money, nor remembers that before that time there was any Treaty between him and St. Germaine, in relation to his receiving any sum of Crowns.

That (to his remembrance) he entred no forraign Letters in his Book other than common News, when the Correspondence between him and Monsieur la Chapelle ceased; which was at least two years ago.

That he was by the first Contract to receive 30000 l. for procuring a Security for the Bankers debt, first by Patent, then by Act of Parliament; the one half to be paid at passing the Patent, the other half at passing the Act. That afterwards this was reduced by a second Contract to 7000 l. in Silver, and 5000 Guineys.

That of this he has receiv'd about the moiety of the 7000 *l.* in silver, and no more, nor any credit or security for more, though by the second Contract he was to have receiv'd not onely half the 7000 *l.* in silver, but also 5000 Guineys at passing the Patent.

That this Contract was onely verbal, made between himself, Sir Rob. Vynor, Alderman Backwell, and Mr. Whitehall.  
Edw. Coleman.

Mr. Powle reports from the Committee appointed to draw up an Address to be presented to his Majesty, to desire his Majesty that two Letters of Mr. Coleman's, and one of Monsieur *la Chaise's*, may be printed, That the Committee had agreed upon an Address; which he read in his place, and afterwards delivered the same in at the Clerks Table; where the same was twice read, and with an Amendment made at the Table, upon the Question agreed.

*Resolved,*

That the Address be written over fair, and a Blank left for the Concurrence of the Lords: which Address is as follows, *viz.*

**W**E your Majesties most dutiful and loyal Subjects,  
the Commons in this present Parliament assembled, considering how restless the Endeavours of Priests, Jesuits, and other Popish Recusants, have always been to pervert your loyal Subjects, and to reduce this Kingdom again under the bondage of Popish Superstition; and seeing how that notwithstanding your Majesties goodness and clemency, they have for several years carried on a most wicked Designe for the utter Extirpation of the Protestant Religion and the Government established; and since We finde it necessary to proceed against them with greater severity than hath hitherto been used, We do humbly conceive that the best way to satisfy the minds of your Subjects,



jects, and to stop the mouths of your Adversaries the Papists, whose daily practice is to raise Scandals upon your Majesty's Person, and to defame the Protestant Religion, and those that profess the same, will be to cause some undeniable Evidences of their Transactions here, and Correspondences abroad, to be divulged. We do therefore most humbly desire that your Majesty would be pleased to order, That Mr. Coleman's Letter to Monsieur la Chaise, the French King's Confessor, dated 29 Sept. 1675. wherein much of the said matter is contained, as also another Letter of Mr. Coleman to the same person, wherein he owns the sending of the said Letter, and Monsieur la Chaise's Answer, whereby he acknowledges the receipt thereof, may be speedily printed and published, for the present satisfaction of your Majesty's Protestant Subjects, until a further Narrative of the particulars relating to this horrid Conspiracy may be publickly set forth.

*Ordered,*

That Mr. Powle do carry up the Address to the Lords, for their Concurrence.

Mr. Newcomb being called in to give an account concerning the Translation of the Gazette into French, informed the House, That he was onely concerned in fitting the Press, and that he understood not the French Tongue; and that Monsieur Moranville had been employed in that Affair for many years, and was the onely Corrector of it.

Monsieur Moranville being also called in, acknowledged himself guilty of the Mistake, but endeavoured to excuse it, alleadging that it was through Inanimadvertency.

*Ordered,*

That Monsieur Moranville be committed to the custody of the Serjeant at Arms.

*Ordered,*

That the Serjeant at Arms do search Monsieur Moranville.

*Ordered,*

That a Committee be appointed to search Monsieur Moranville's house or lodgings: And it is referred to

Mr. Progers,	Mr. Weld,
Col. Birch,	Sir Jo. Knight,
Sir Gilb. Gerrard,	Sir Fran. Drake,

or any three of them.

Monsieur Moranville being search'd by the Serjeant, and several Papers written in French being found about him, and by the Serjeant delivered in,

*Resolved, &c.*

That the said Papers be referred to the consideration of the Committee appointed to examine Mr. Coleman's Papers, to translate the same, and report them to the House.

*Ordered,*

That it be referred to a Committee further to examine the matter concerning the translating, printing, and publishing the French Gazette; and they are to take the particulars of the Examinations, in order to the forming an Accusation at the Bar of the House of Lords: And it is referred to

Serj. Seis,	Mr. Solicitor-General,
Mr. Williams,	Mr. Zacheverill,
Sir Jos. Tredinham,	Col. Titus,

or any three of them; and they are to meet at three of the clock in the afternoon, in the Speakers Chamber: And it is recommended to the care of Serjeant Seis.

*Ordered,*

That such Letters amongst Mr. Coleman's Papers as are written with Lemon or Vinegar between the lines, be fairly transcribed.

Ordered,

That five be the Quorum of the Committee appointed to examine concerning the Murther of Sir Edmund-bury Godfrey; and that

Sir Edw. Harlow,  
Sir Trevor Williams,  
Sir Fran. Russell,  
Sir Rob. Barkley,

Sir Fran. Drake,  
Col. Birch,  
Mr. Whorwood, and  
Sir John Morton,

be added to the Committee.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Veneris 8<sup>o</sup> die Novembris, 1678.*

Ordered,

**T**hat Mr. Speaker do issue out his Warrant to the Clerk of the Crown, to make out a new Writ for electing a Burgess to serve in this present Parliament for the Burrough of *Dunwich* in the County of *Suffolk*.

Mr. Solicitor-General reports from the Committee appointed to draw up an Address to be presented to his Majesty for issuing out his Proclamation for apprehending of *Geo. Conyers* and others, and for a more effectual way of disarming Popish Recusants, That the Committee had agreed upon an Address; which he read in his place, and afterwards delivered the same in at the Clerks Table; where the same was twice read, and with some Amendments made at the Table, upon the Question agreed, is as followeth, *viz.*

**Y**our Majesties most dutiful and loyal Subjects the  
 and Commons in Parliament assembled, do humbly beseech  
 your most sacred Majesty to issue out your Royal Proclama-  
 tion, That certain persons called George Conyers,  
 Symonds, Thomas Beddingfield, and John Cataway,  
 who stand charged as persons guilty of the damnable and  
 bellish Plot for the destruction of your Majesties Person, sub-  
 version of the Government, and extirpation of the Protestant  
 Religion, and are fled from Justice that they cannot be pro-  
 ceeded against according to Law; Do, by a day certain af-  
 ter the Proclamation thereof, render themselves to some one  
 or more of your Majesties Justices of the Peace, who are  
 thereupon to commit the Party so rendering themselves to  
 your Majesties Gaol of the County where they shall so ren-  
 der themselves, there to remain in safe custody; and to give  
 present notice thereof to the Lord Chief Justice of your Ma-  
 jesties Court of Kings-bench, in order to their receiving their  
 legal Tryal. Willing and commanding therein all Lieute-  
 nants, Deputy-Lieutenants, Justices of the Peace, Sheriffs,  
 Constables, and all other your Majesties Officers and loyal  
 Subjects, to do their utmost endeavours for apprehending  
 the said persons, and for their imprisonment and safe custo-  
 dy. And that it be inserted in the said Proclamation, That  
 the Constables, Church-wardens, Headboroughs, Tything-  
 men, Borseholders, and other Parish-Officers within the  
 Cities, Counties, and places of this your Majesties Realm,  
 and the Dominion of Wales, and Town of Barwick upon  
 Tweed, Do with all possible expedition make diligent search  
 and enquiry in all houses within their respective Parishes,  
 Hamlets, and Villages, and there take an exact account of  
 the Names and Sir-names of all such persons as are Popish  
 Recusants, or so reputed, as well Householders, as Lodgers  
 and Servants; and to make a present List of the Names  
 and Sir-names, Age and Quality of such persons, being of  
 the



the age of Sixteen or upwards, and to deliver the same forthwith to one of the Justices of the Peace near adjoining, to send for the said persons so listed, and tender them the Oaths of Allegiance and Supremacy: And in case of Refusal, to enter into Recognizance to appear at the next Sessions of the Peace for such City, County, or Liberty; and in defect of entering into such Recognizance, to commit them to the Common Gaol, there to remain in safe custody till the next Quarter-Sessions of the Peace; and then all such persons so refusing, to be proceeded against according to Law. And that special Commissions may be forthwith issued under the great Seal of England, authorizing the respective Justices of the Peace, or any two or more of them, to administer the said Oaths. And that all the said Lieutenants, Deputy-Lieutenants, and Justices of the Peace, in their several Jurisdictions, do proceed, without delay, to disarm all such persons as shall so refuse to take the said Oaths. And for the better effecting thereof, and bringing to Justice the aforesaid Offenders, That your Majesty would be pleased to declare, That a Reward shall be given to such person as shall discover the Arms of Popish Recusants, or persons so reputed, and shall apprehend and bring before any Justice of the Peace any of the said Offenders. And further, That all your Majesties Officers belonging to any Sea-ports, may be enjoined to take special care for apprehending all Popish Priests, and other persons who they shall finde cause to suspect, coming into or going out of this Realm; and to carry every such person before some Justice of the Peace, who shall be required to tender them the said Oaths; and upon refusal, to commit the person so refusing to the proper Prison, and to certifie their Proceedings therein to your Majesties most Honourable Privy-Council, from time to time, that such further courses may be taken for the Safety of your Majesty and the Government, as in your Majesties wisdom shall be thought fit.

*Resolved,*

That the Lords Concurrence be desired to the said Address, and that Mr. Solicitor-General do go up to the Lords to desire the same.

*Resolved,*

That a List of the Justices of the Peace for the several Counties in *England* and *Wales*, be brought in by the Clerk of the Crown; as likewise of such persons as have been put out of Commission of the Peace within seven years last past.

The House being informed that Col. *Macharta*, Mr. *Loftas*, and several other Popish Recusants, were walking in *Westminster-hall* and the Court of Requests, notwithstanding his Majesties Proclamation,

*Ordered,*

That the Serjeant at Arms do immediately take into his custody Mr. *Macharta*, Mr. *Loftas*, and such other Popish Recusants as he shall finde walking either in the Court of Requests, *Westminster-hall*, or the places adjacent.

The Serjeant at Arms having taken into custody Mr. *Macharta*,

*Ordered,*

That Mr. *Macharta* be called in and examined at the Bar of this House. And Mr. *Macharta* being examined and withdrawn,

*Ordered,*

That Mr. *Macharta* be called in again, and that Mr. Speaker do acquaint him that this House expects he should immediately yield obedience to his Majesties Proclamation, and withdraw.

And Mr. *Macharta* being called in, Mr. Speaker acquainted him therewith accordingly.

*Ordered,*

That the Debate for an Address to be presented to his Majesty, that his R. H. may withdraw himself from his

his Majesties Person and Council, which was adjourned till this day, be adjourned over till *Tuesday*-morning next, ten of the clock.

*Resolved, &c.*

That an humble Address be presented to his Majesty by such Members of this House as are of his Majesties most Honourable Privy-Council, to desire his Majesty that there may be a particular Prayer or Prayers composed for the Cities of *London* and *Westminster*, relating to the Plot and Conspiracy contrived and carried on by the Papists against his Majesties Person and Government.

And then the House adjourned till to morrow-morning eight of the Clock.

*Sabbati 9<sup>o</sup> die Novembris, 1678.*

**M**R. Secretary *Coventry* informs the House, that his Majesty having been made acquainted that there is an Address depending before the House of Lords to be presented to his Majesty for the printing of Mr. *Coleman's* two Letters to Monsieur *la Chaise*, and his Answer, and that those Letters have not as yet been read in the House of Lords, It was his Majesties pleasure (if this House had done with the Letters) That the same should be returned, to the end they may be communicated to the Lords.

*Resolved,*

That the said Letters be delivered back to the Clerk of the Council.

A Message from the King by Sir *Edm. Carteret*, Usher of the Black-rod.

*Mr. Speaker,*

*The King commands this Honourable House to attend him immediately in the House of Lords.*

And

And accordingly Mr. Speaker went up to attend his Majesty.

The House being return'd, Mr. Speaker reports, That he had attended his Majesty, who was pleased to make use of his Paper; and that it was so full of Grace, and such Expressions of Favour in it, that he was unwilling one syllable should be lost; and he hath therefore procured a Copy of it; which he read to the House, and is as followeth.

My Lords and Gentlemen,

*I Am so very sensible of the great and extraordinary Care you have already taken, and still continue to shew, for the safety of my Person in these times of danger, that I could not satisfie my self without coming hither on purpose to give you all my most hearty thanks for it.*

*Nor do I think it enough to give you my Thanks onely, but I hold my self obliged to let you see withal, that I do as much study your preservation too as I can possible, and that I am as ready to joyn with you in all the ways and means that may establish a firm Security of the Protestant Religion, as your own hearts can wish. And this not only during my time (of which I'm sure you have no fear) but in all future Ages, even to the end of the world.*

*And therefore I am come to assure you, that whatsoever reasonable Bills you shall present to be past into Laws to make you safe in the Reign of any Successor (so as they tend not to*  
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*impeach the right of Succession, nor the descent of the Crown in the true Line; and so as they restrain not my Power, nor the just Rights of any Protestant Successor,) shall finde from me a ready Concurrence.*

*And I desire you withal, to think of some more effectual means for the conviction of Popish Recusants, and to expedite your Counsels as fast as you can, that the world may see Our Unanimity, and that I may have the opportunity of shewing you how ready I am to do any thing that may give comfort and satisfaction to such Dutiful and Loyal Subjects.*

*Resolved,*

*That the humble and hearty Thanks of this House be return'd his Majesty for his most gracious Speech this day made to both Houses of Parliament.*

*Resolved,*

*That this House will go in a Body to his Majesty to give him their Thanks.*

*Ordered,*

*That the Members of this House who are of his Majesties Privy-Council, be desired to know his Majesties pleasure when this House may attend him.*

*Resolved,*

*That the House will on Monday-morning next take his Majesties Speech into consideration.*

*The House being informed that several Papers belonging to one Monsieur Tortereux were seized,*

*Resolved, &c.*

*That a Committee be appointed to examine the same: And it is referred to*

Sir Richard Everard,	Sir Jo. Knight,
Sir Tho. Stringer,	Col. Titus,
Mr. Wright,	Sir Tho. Clergis,
Mr. Powle,	Sir Trevor Williams,
Sir Tho. Meeres,	Sir Geo. Downing,
Sir William Hickman,	Col. Birch,
Serj. Gregory,	Sir Francis Russell,

or any three of them.

A Complaint being made that the Commissions for taking the Oaths of Allegiance and Supremacy are not issued forth pursuant to his Majesties Proclamation,

*Ordered,*

That the Clerk of the Crown do this Afternoon attend with the said Commissions.

Mr. Secretary *Williamson* acquaints the House, That in pursuance of the Order of the House, he had attended his Majesty to know his pleasure when this House may attend him with their Thanks; and that his Majesty had appointed three of the clock this Afternoon for this House to attend him in the Banqueting-house.

A Message from the Lords by Sir *Andrew Hacket* and Sir *Samuel Clerke*.

*Mr. Speaker,*

*The Lords have agreed to the last Address, with some Amendments, to which they desire the Concurrence of this House.*

The House then proceeded to the consideration of the said Amendments.

The first Amendment being for filling up the Blank with the words [ the Lords Spiritual and Temporal ] was twice read, and upon the Question agreed.

The second Amendment, being to leave out *Thomas Bed-*

*Beddingfield*, and to put in *Charles Walsh*, ———  
*la Fare*, and ——— *Pritchard*, was twice read, and  
upon the Question agreed.

*Resolved,*

That Sir *Joshua Tredinham* do go up to acquaint the  
Lords, that this House has agreed to the Amendments  
made by their Lordships to the said Address.

And then the House adjourned  
till three of the clock in the  
afternoon.

*Post Meridiem.*

The House being met, went to the Banqueting-  
house at *Whitehal*, to attend his Majesty; and being  
returned,

Mr. Speaker reports, That he had attended his Ma-  
jesty; and after he had given his Majesty the humble  
and hearty Thanks of this House, his Majesty was plea-  
sed to return this Answer.

Gentlemen,

*It shall always be my study to preserve the  
Protestant Religion, and to advance and sup-  
port the Interest of my People.*

Mr. Secretary *Williamson* acquaints the House, That  
his Majesty had been attended with the Address of this  
House for a particular Prayer to be composed for the  
Cities of *London* and *Westminster*, relating to the Plot,  
&c. and that his Majesty was pleased to signify his  
pleasure, that the same should be done; and that Or-  
ders were given to the Lord Arch-bishop of *Canterbury*  
accordingly. The

The Clerk of the Crown was then called in and examined touching the issuing forth the Commissions for administering the Oaths of Allegiance and Supremacy.

*Resolved,*

That a Conference be desired with the Lords concerning the not issuing Commissions for administering the Oaths of Allegiance and Supremacy, pursuant to his Majesties Proclamation.

*Ordered,*

That it be referred to

Mr. Zacheverill,

Mr. Powne,

Sir Tho. Meeres,

Sir Jo. Trevor,

Col. Titus,

Col. Birch,

Sir Henry Capell,

Sir Cha. Harbord,

Sir Tho. Lee,

Sir Francis Russell,

or any three of them, to prepare and draw up the matter to be offered at the said Conference.

*Ordered,*

That Mr. Waller do go up to the Lords to desire the Conference.

Mr. Waller acquaints the House, that the Lords had agreed to a Conference on *Munday*-morning next, in the Painted Chamber.

*Resolved,*

That Mr. Bedloe be summoned to attend at the Bar of this House at four of the clock in the afternoon to morrow.

And then the House adjourned till to morrow four of the clock in the afternoon.

*Die*



*Die Dominico, 10<sup>o</sup> Novembris, 1678.*

*Post Meridiem.*

*Resolved, &c.*

**T**hat an humble Address be presented to his Majesty, representing to his Majesty that his Majesties Commands ( given upon the Address of this House ) for composing a particular Prayer or Prayers to be used on *Wednesday* next, relating to the Plot and Conspiracy contrived and carried on by Popish Recusants against his Majesties Person and Government, and the Protestant Religion, have not as yet been obeyed, there being no mention therein made of the Papists, who are the Contrivers of this damnable and hellish Plot; and humbly to desire his Majesty to give effectual Orders that his Commands may be obeyed.

Mr. *Bedloe* being called to give an account concerning the murder of Sir *Edmund-bury Godfrey*, as also concerning the Plot; and his Information being in writing, he read the same to the House, and afterwards delivered the same to the House.

*Ordered,*

That the Papers now delivered in by Mr. *Bedloe*, containing his Information, be forthwith sealed up, and do so remain until further order.

And the said Papers were accordingly sealed up by Mr. *Speaker*, and delivered to the Clerk.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

Lunæ 11<sup>o</sup> die Novembris, 1678.

**M**R. Powle reports from the Committee appointed to prepare the matter to be offered at the Conference to be had with the Lords concerning the not issuing Commissions for administering the Oaths of Allegiance and Supremacy. That the Committee had agreed upon a report, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the question agreed, and is as followeth.

Upon Examination of the Clerk of the Crown, touching the neglect in issuing out Commissions to the Justices of the Peace, pursuant to His Majesties late Royal Proclamation, and the Address of both Houses for administering the Oaths of Allegiance and Supremacy to Popish Recusants and Persons so suspected, and the Clerk of the Crown having informed the House of Commons, That a draught of such Commissions was prepar'd by the Attorney General, and Ingrossed by the said Clerk of the Crown, and by him tendered last *Thursday* morning to be Sealed by the Lord Chancellor.

And that nevertheless the said Commissions neither then nor at any time since, to the time of his Examination, were or have been Sealed. And the House of Commons being very sensible of the great danger, that may ensue to His Majesty and this Kingdom by such delay, and his Lordship being a member of your House, have thought fit to represent it to your Lordships, desiring that your Lordships will speedily enquire into the reason of this great neglect and Contempt of His Majesties said Proclamation, and to do therein as to Justice shall pertain.

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The House then proceeded to the examination of the matter concerning the Return of Northampton.

The High Sheriff for the County of Northampton and the Clerk of the Crown, were called in and examined, and the Writ with the Indenture to it delivered in.

The Mayor for the Burrough of Northampton, was likewise called in and examined, and delivered in an Indenture annexed to the Precept which he received from the Sheriff.

And upon examination of the matter, it appearing to the House, that the Precept from the Sheriff was directed to the Mayor and Justices for the Burrough of Northampton, and that the Indenture was annexed to the Precept which he received from the Sheriff.

And upon examination of the matter, it appearing to the House that the Precept from the Sheriff was directed to the Mayor and Justices, for the Burrough of Northampton, and that the Indenture annexed to the Writ (whereby Sir William Temple is returned to serve for the said Burrough) is not Signed by the Mayor, and the Seal of the Corporation fixed thereto, and that the same is annexed to the Precept from the Sheriff.

*Resolved, &c. Nemine contradicente.*

That the Indenture annexed to the Writ, whereby Sir William Temple is returned to serve as Burgess for the Burrough of Northampton, is not a sufficient return.

*Resolved, &c. Nemine contradicente,*

That the Indenture served by the Mayor of Northampton, and Sealed with the common Seal of the Corporation, and which is annexed to the Sheriff's Precept, whereby Ralph Montague, Esquire, is returned

ed to serve for the said Burrough, is a due return, and ought to be annexed to the said Writ.

*Ordered,*

That the Sheriff for the County of *Northampton* do take off the Indenture annexed to the Writ, whereby *Sir William Temple* is returned, and do receive the Indenture annexed to the Precept, whereby *Mr. Mountague* is returned, and do annex the same to the Writ.

And the Sheriff and the Clerk of the Crown, being called in, the Sheriff did take off the Indenture, whereby *Sir William Temple* is returned, from the Writ.

And *Mr. Speaker* acquainted him with the Order of the House, that he should receive the Precept and Indenture annexed thereto, whereby *Mr. Mountague* is returned, and annex the same to the Writ.

And the Sheriff and the Clerk of the Crown being withdrawn;

*Ordered,*

That *Mr. Neale*, High Sheriff for the County of *Northampton*, be committed to the custody of the Sergeant at Arms, attending this House.

The Members appointed to manage the Conference with the Lords, did then attend and manage the same, and being returned:

A Message from the Lords by *Sir Timothy Baldwin* and *Sir Samuel Clerk*.

*Mr. Speaker,*

We are commanded to acquaint you, That the Lords of the *Whitstaffe* have attended His Majesty to know His pleasure, when both Houses may attend Him with the last Address of this House, and that His Majesty has appointed this afternoon at three of the Clock, for both Houses to attend Him in the Banqueting House at *White-Hall*.

A Message from the Lords by *Sir Timothy Baldwin*, and *Sir Samuel Clerk*.



*Mr. Speaker,*

The Lords desire a present Conference with the House in the Painted Chamber upon the subject matter of the last Conference.

The Messengers being withdrawn.

*Resolved,*

That this House doth agree to a present Conference.

*Ordered,*

That the Members, who did attend and manage the last Conference, do attend and manage this Conference.

Mr. *Powle* reports from the Conference had with the Lords, as followeth

We have attended the Lords, at the Conference which was managed by my Lord Chancellour, he delivered all by word of mouth, without the help of any Paper, and therefore I must crave pardon, if what I report be not exactly according to his words, tho, I hope, I shall not omit any material passage.

He begun with telling us, that the Lords are very well pleased with the representation made to them by the Commons, about the neglect in issuing out the Commissions for taking the Oaths of Allegiance and Supremacy.

That it was a Zeal well becoming the House of Commons not to suffer it to be defeated by any Person whatsoever.

That there was no time yet lost in this Business, for had the Commissions been sealed, yet till the Returns had been made by the several Constables, it would have been hard to have found out to whom the Oaths were to be applyed, and that the Constables were still employed about that work, and had not yet made their Return.

That nevertheless, the Lords thought it not enough to shew the Commons that there was no negligence,

gence, but on the contrary all diligence had been used in the expediting these Commissions, and that therefore their Lordships had commanded him to acquaint Us with the whole Progress of these Commissions.

That it was true, that the Commissions had been drawn and perused by the Attorney General, and brought to the Seal and not Sealed, as the Clerk of the Crown had informed Us, but that it was great pity, that the Clerk of the Crown was not then in Court, that he might have acquainted Us with the whole truth of what passed at that time, as well as that part of the truth he had acquainted Us withal.

That it had been in debate in the House of Peers the day before, what Regulations and Limits should be inserted in the Commissions; for that their Lordships conceived it hard, that persons aged, infirm, and not able to go out of Town with safety of their Lives, should not be excepted from taking the Oaths. And this they thought was a severity beyond the intention of the Commons.

Their Lordships likewise observed, that there was a Prudential Power reserved in six Privy Counsellors (whereof the Lord Chancellor, Lord Treasurer, or Principal Secretary to be one) to grant Licenses, and they thought it reasonable, that persons so Licensed should be excepted, else the hardship would be greater on those that staid than those that went.

Their Lordships likewise thought that the Peers of this Realm, who are excepted by the Law from taking the Oath of Supremacy, were fit to be excepted out of this Commission. As also that Foreign Merchants and Aliens, being no Subjects, were not within the Law, and could not be thought dangerous, because they were such as did frequent the Exchange, and of whom my Lord Mayor might have

an Account, and deliver a List of them to the Council Table.

That the Lords thought fit that these exceptions should be inserted into the Commissions, that the Justices of Peace might see whom not to trouble, and thereupon their Lordships gave him directions to make such Exceptions.

That the Attorney General sitting in Court, when the Commissions were brought the next day to be Sealed, he advised the Officer that had the Seal to hold his hand, whereupon the Officer stepping to him, asked him what he should do, and he told him they must be altered.

That this morning, he had acquainted the Lords what just cause he had to complain of the great difficulty, that lay upon him, either by not obeying their Lordships, or disabling the whole Kingdome.

That he had brought before them Commissions for six Counties, which comprehend all the Counties within ten Miles of *London*, to which the Proclamation did extend, and he produced before them two Forms of a Commission: One a General Form, extending to all the other; a particular Form with all the aforesaid Exceptions, desiring their Resolutions in which of the said Formes their Lordships would have the said Commissions passed.

That the Lords thought the Exceptions most reasonable; yet, because their Lordships considered, that these Commissions had issued upon the Address of both Houses, and that therefore to make explanations by themselves, which had not been communicated to the Commons, might not agree with that good correspondence, which their Lordships should alwayes endeavour to maintain between the two Houses.

Their Lordships gave him directions to pass the Commissions in the general Form, let the hardship light where it would, and they gave him leave to with-

withdraw presently to seal the Commissions, which accordingly are all sealed.

He concluded with telling us,

And now Gentlemen you have your full satisfaction.

*Resolved, &c.*

That a Message be sent to the Lords to remind them of a Bill, Entituled, *An Act for the more effectual preserving the Kings Person and Government, by disabling Papists to sit in either House of Parliament.* It being a Bill upon which the safety of the King and Kingdome, and the Protestant Religion do depend. And that Serjeant Maynard do go up with the Message.

And then the House adjourned till to morrow

morning eight of the Clock.

**Martis 12<sup>o</sup> die Novembris, 1678.**

Ordered, That

**M**R. Sacheveril, Collonel Birch, and Serjeant Gregory. Sir Gilbert Gerrard. Do go to Newgate and examine Mr. Atkins touching the Plot, and the death of Sir Edmundbury Godfrey, and such other matters as they shall see fit.

Mr. Secretary Williamson acquaints the House, That he had attended his Majesty with the second Address of this House, touching a particular Prayer to be used on Wednesday next, and that his Majesty was pleased to give Orders, that the Prayer should be altered.

Mr. Speaker, acquaints the House, that he had attended His Majesty yesterday, with the Address of both Houses, and that my Lord Chancellor read the Address to the King, who was pleased to return this answer.

That he would take care that all that was desired should be done accordingly.

The House being informed that there were certain informations, taken by one Mr. Roe a Justice of Peace



for the County of *Middlesex* touching a lighted match and combustible matters, which was found in the Stables of *Sir George Wakeman*.

*Ordered*,

That Justice *Roe* be forthwith summoned to attend this House, to give an account, touching the Informations he has taken concerning the Match, &c. that was found in *Sir George Wakemans* Stable, on Sunday night last.

*Ordered*,

That a Copy of *Mr. Bedloes* Examination given in at the Bar of this House, be made out and delivered to *Mr. Bedloe*.

*Resolved*,

That there being an accusation of High Treason against *Sir William Godolphin* His Majesties Embassador in *Spain*, that an humble Address be presented to His Majesty, to desire His Majesty to call home *Sir William Godolphin* to answer the accusation.

*Resolved*, &c.

That an humble Address be presented to His Majesty, to desire His Majesty that a special Commission may be issued forth for tendering the Oaths of Allegiance and Supremacy to all the Servants of His Majesty and his Royal Highness, and all other persons except Her Majesties *Portugal* Servants, residing within His Majesties Houses of *Whitehall*, *St. James's*, and *Somerset-House*; and all other His Majesties Houses, and that there may likewise, special Commissions be issued forth for tendering the said Oaths to all persons residing within the two Serjeants Inns, all the Inns of Court and Inns of Chancery.

*Ordered*, That

*Mr. Papillon*.

*Mr. Love*.

*Sir Robert Cann*.

*Sir Francis Russel*.

*Serjeant Rigby*.

*Sir John Barnaby*.

*Sir Roger Bradshaw*.

*Mr. Morgan*.

*Sir Samuel Bernardiston*.

*Sir George Hungerford*.

Be added to the Committee appointed to examine concerning the translating Printing and Publishing the Gazette in French.

*Ordered,*

That the Clerk of the Crown do bring in the Lists of the Justices of the Peace for the several Counties in England and Wales, as likewise the List of such persons as have been put out of Commission of the Peace, within seven years last past, on Friday morning next.

*And then the House adjourned till to morrow morning eight of the Clock.*

---

Mercurii 13<sup>o</sup> die Novembris, 1678.

**M**R. Speaker, acquaints the House, that in pursuance of the Order of the House, Mr. Bedloe's Examinations were copied, and that he had sealed up the Originals again, which he delivered to the Clerk.

*Ordered,*

That the Copies of Mr. Bedloe's Examinations be sealed up, and delivered to him by the Clerk of the House.

*And then the House adjourned till to morrow morning eight of the Clock.*

---

Jovis 14<sup>o</sup> die Novembris, 1678.

*Ordered,*

**T**hat Mr. Bedloe be forthwith sent for to attend.

*Ordered, That*

Sir Anthony Ibbey.

Sir Anthony Dean.

Mr. Wright.

Sir John Newton.

Mr. Pepys.

Sir Edmund Windham.

Sir

Sir John Hobart.

Sir Robert Berkley.

Mr. Hampden.

Sir John Holland.

Sir George Hungerford.

Mr. Wentworth.

Mr. Spry.

Mr. Brown.

Sir Giles Hungerford.

Be added to the Committee appointed to examine Mr. Colemans Papers.

Ordered,

That the Thanks of this House be returned to Doctor Stillingfleet, Dean of St. Pauls, for his Sermon yesterday preached before this House at St. Margarets, Westminster, and that he be desired to print his Sermon. And Collonel Titus is desired to give him the Thanks of this House.

Ordered,

That Mr. Chancellor of the Dutchy of Lancaster be desired to give Orders, that a List of the Justices of the Peace within the said Jurisdiction, as also a List of such as have been turned out within these seven years last past, may be brought to the House.

Ordered,

That the Committee appointed to examine Mr. Langborns Papers, do meet to morrow in the afternoon, and do examine and sort such of his Papers as they have laid by, to the end that those that are necessary for the service of the House may be fitted to be presented to the House.

Mr. Secretary Williamson acquaints the House, that His Majestie had been attended with the two Addresses of this House : The one in relation to Sir William Godolphin : The other concerning issuing forth special Commissions : And that as to that concerning Sir William Godolphin, His Majesty was pleased to return Answer, That he had already Ordered his Lettens of Revocation, and that he had a Person in His Eye, who he designed should succeed him in that Service. That as to the other

Address

Address, His Majesty was pleased to return His Answer in Writing, which he read to the House, and is as followeth,

Charles Rex.

*His Majesty having considered of the Address of this House of the 12. Instant, desiring that a Special Commission may be issued forth for tendering the Oaths of Allegiance and Supremacy to all the Servants of His Majesty and Royal Highness, and to all other Persons ( except Her Majesties Portugall Servants ) residing within His Majesties houses of Whitehal, St. James's, and Somerset-House, and all other His Majesties Houses; and that there may likewise Special Commissions be issued forth for tendering the said Oaths to all Persons residing within the two Serjeants Inns, all the Inns of Court, and Inns of Chancery: His Majesty is pleased that this Answer be returned, That as to all His Majesties own Servants, all the Servants of his Royal Highness, all other Persons residing in Whitehall, St. James's, Somerset-House, or in any other of His Majesties Palaces or Houses, except the Menial Servants of the Queen and Dutcheß. As also all Persons within either of the Serjeants Inns, or any of the Inns of Court, or Chancery, His Majesties willingly grants it: But as to the Queens Menial Servants, who are so very inconsiderable in their number, and within the Articles of Marriage, His Majesty doth not think it fit, and His Majesty cannot but take notice, that in a late Address from the House of Peers, the Menial Servants of the Queen*  
and



*and Dutchess are excepted ; and His Majesty hopes this House will proceed with the same moderation, as to that particular. Given at the Court at Whitehal the 14th. day of November, 1678.*

*Resolved, Nemine contradicente,*

That a further Address be presented to His Majesty, for issuing forth Commissions, for tendering the Oaths of Allegiance and Supremacy to the Menial Servants of Her Majesty and her Royal Highness: And it is referred to,

*Sir William Coventry.*

*Sir Thomas Clergis.*

*Sir Thomas Meeres.*

*Mr. Hampden.*

*Sir Eliab. Harvey.*

*Sir Richard Temple.*

*Mr. Powle.*

*Mr. Zacheverill.*

*Collonel Titus.*

*Sir Thomas Lee.*

*Sir Thomas Littleton.*

*Sir William Hickman.*

*Sir Nicholas Carew.*

Or any three of them to prepare and draw up the said Address, and they are to meet at two of the Clock this afternoon in the Speakers Chamber.

*Resolved,*

That a Message be sent to the Lords to put them in mind of this Address sent from this House to be presented to His Majesty, for the Printing of Mr. Coleman's two Letters, and Mr. L'Chaisers Answer.

Mr. Bedloe was then called in to give in a further information and being withdrawn :

*Resolved,*

That an humble Address be presented to His Majesty, that His Majesty will be graciously pleased to grant Mr. Bedloe his Pardon.

*Resolved, &c.*

That the Adjourned debate for an Address that his Royal

Royal Highness may withdraw himself, be further Adjourned till *Munday* morning next.

*And then the House adjourned till to morrow morning eight of the Clock.*

---

Veneris 15<sup>o</sup> die Novebris, 1678.

**S**ir *John Knight* reports from the Committee appointed to examine Mr. *Colemans* Papers, That the Committee had transcribed several of the Letters which were sent to Mr. *Coleman*, and written in Vinegar, and were difficult to be read, and had likewise translated several, which were written in French, which he delivered in at the Clerks Table, and some of them were by Mr. *Speaker* read to the House.

*Ordered,*

That the Clerk of the Crown do on *Munday* morning next, bring in a List of such Persons, as have been put out of Commission of the Peace within the space of seven years last past.

Mr. Secretary *Williamson* acquaints the House, that His Majesty had been attended with the Address of this House, for a Pardon to be granted to Mr. *Bedloe*, and that His Majesty had readily granted it, and given Orders for drawing the same.

Sir *Thomas Littleton* reports from the Committee appointed to draw up an Address concerning tendering the Oaths of Allegiance and Supremacy to the Servants of the Queen and Dutches: An Address agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the Question agreed, and is as followeth, *Viz.*

*WE Your Majesties most dutiful and loyal Subjects, the Commons in Parliament assembled, having taken int consideration your Majesties Message of the 14th. Instant. Do humbly render our Thanks to your Majesty for condescending so far to our desires, and willingly granting that a special Commission may be issued forth for tendering the Oaths of Allegiance to all your Majesties own Servants, all the Servants of his Royal Highness, and all other persons residing at Whitehal, St. James's and Somerset Houses, or any other of your Majesties Palaces or Houses (except the Menial Servants of the Queen and the Dutchess) as also all Persons within either of the Serjeants Inns, or any of the Inns of Court, or Inns of Chancery.*

*As to the persons excepted in this your Majesties message. We your Majesties Commons do humbly advise your Majesty and renew our Desires, that they may be comprehended in the said Commission, for which we do with all Duty lay before your Majesty the reasons following,*

*I. For the Quieting the minds of your Majesties good Protestant Subjects, who have a more then ordinary care and solicitude for the safety of your Majesties Person by reason of the notorious Conspiracy of the Popish Party at this Time even against the Life of your Sacred Majesty.*

*II. By your Majesties Proclamation set forth upon the Address of both Houses, for banishing Popish Recusants ten miles from London, there is no such restriction.*

*III. The discouragement it would be to this Kingdome to see so great a neglect, and the occasions that Papists would take to say from thence, That all our fears are groundless.*

*IV. It is too great a Countenance to the dangerous fictions, which are already come to that height, that it renders all manner of Discouragement on that side necessaries.*

*V. It is against the Laws and Statutes of the Realm, which as they are preserved and maintain'd by your Majesties Authority, so We assure our selves you will not suffer them to be thus violated in your own Family and*  
*Roy*

*Royal Presence, and upon the account of Popish Recusants.*

*Resolved,*

That the Address be presented to His Majesty by such Members of this House, as are of His Majesties Privy Council.

*Resolved,*

That an humble Address be presented to His Majesty, desiring his Majesty, That special Commissions of Oyer and Terminer, may be issued forth for trying of *Charles Mehain*, now in custody in the Burrough of *Denbigh*, and *William Loyd* now in the County Gaol of *Brecon*, as Popish Priests. And it is referred to,

Mr Soliciter General. Sir *Thomas Clergis.*

Mr. *Williams.* Sir *John Salisbury.*

Collonel *Birch.* Mr. *Powle.*

Sir *Henry Capel.* Sir *Eliab Harvey.*

Sir *William Coventry.* Mr. *Mansel.*

Mr. *Zacheveril.* Sir *Thomas Meers.*

Sir *Thomas Lee.*

Or any three of them, and they are to meet at three of the Clock in the afternoon in the *Speakers Chamber*, to prepare and draw up the said Address.

*And then the House adjourned till to morrow morning eight of the Clock.*

*Sabbati 16<sup>o</sup> die Novembris, 1678.*

*Ordered,*

THat the Committee appointed to examine Mr *Colemans*, and the Jesuits several Bags of Papers, have power to distribute the same amongst themselves, and three of the Committee to receive and examine  
one



one Bag of the said Papers, and the Chairman of the Committee to deliver every Bag by it self to three of the Committee to be examined, and no Bag to be opened, but in the presence of the said three to make their Report thereof.

Mr. *Williams* reports from the Committee appointed to draw up an Address to be presented to His Majesty, to desire His Majesty to issue forth special Commissions of Oyer and Terminer, for trying certain Persons, as Popish Priests : An Address agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and with some Additions made thereto, upon the Question, agreed, and is as follows,

May it please your Majesty,

*WE* Your Majesties most loyal and dutiful Subjects the Commons in Parliament assembled, having information, that Charles Mchaine hath continued in custody in the Burrough of Denbigh, since June last upon violent suspicion of being a Popish Priest, and that William Lloyd now remains in Gaol at Brecon, in the County of Brecon, upon a Commitment for being a Popish Priest, and forasmuch as your Majesties Justices, for the great Sessions for the County of Denbigh, at the great Sessions held for the said County in September last, did not try the said Charles Mchaine for the said offence : Your Majesties Protestant Subjects being much disquieted, and Popish Recusants animated by reason that Delinquents of that kind are not brought to speedy Justice ; especially at this time of manifest danger to your Majesties sacred Person, Government, and Religion, established by Law, proceeding from the notorious Conspiracies of Popish Priests and Jesuites. *WE* humbly apprehending it to be highly necessary, as some ease to your Majesties good Protestant Subjects filled with present fears of Popery, to have the

Laws

Laws speedily and effectually executed upon Popish Priests, Do withal humility beseech your Majesty to grant one or more Commissions of Oyer and Terminer, for the Tryal of the said Charles Mehaine and William Lloyd according to the known and well established Laws of the Kingdom, and We do further most humbly beseech your Majesty may be pleased to command your Attorney General with all care and diligence to prepare the whole evidence against James Colker a Benedictine (who assumes to himself the Title of Bishop of London) for his Tryal next Gaol delivery for the County of Middlesex and City of London.

And We do further humbly beseech your Majesty, That your Majesty will graciously be pleased to issue forth your Royal Proclamation with a promise of reward to any person that shall apprehend a Popish Priest or Jesuit,

Resolved,

That such Members of this House as are of His Majesties Privy Council, be desired to know His Majesties pleasure when this House may attend him with this Address.

Resolved,

That a message be sent to the Lords, as followeth, viz,

The Commons in Parliament assembled reflecting on the eminent dangers, wherein the Kingdome is involved by the restless conspiracies of Popish Recusants against His Majesties person and the Religion and Government established, do find themselves necessitated to remind your Lordships for a speedy proceeding on the Bill before you, Entituled an Act for the more effectual preserving the Kings Person and Government by disabling Papists from sitting in either House of Parliament without which they think themselves unable to prepare any effectual remedies to prevent the evils, that hang over Us, and that Mr. Secretary Coventry, do go up with the Message.

*Resolved,*

That an humble Address be made to His Majesty that some fitting encouragement may be given to such as shall make a further discovery of any of the Designs and Attempts against His Majesties Person and Government, and it is referred to

Sir William Coventry,

Sir Robert Sawyer.

Sir Thomas Meeres.

Mr. Vaughan.

Sir Richard Temple.

Sir Henry Capell.

Mr. Zacheveril.

Mr. Williams.

Sir Thomas Lee.

Sir Thomas Clergis.

Mr. Powle.

Sir Francis Drake.

Sir Eliab. Harvey,

Sir Francis Rolls.

Or any three of them and they are to meet at three of the Clock this afternoon in the Speakers Chamber to prepare and draw up the said Address,

*And then the House adjourned till Munday morning eight of the Clock.*

**Lunæ 18<sup>o</sup> die Novembris, 1678.**

*Ordered,*

That Mr. Bedloe be forthwith sent for to attend at the Bar of this House.

*Ordered,*

That Mr. Colemans original Papers which have been already perused by this House be returned back to the Clerk of the Council now in waiting.

Serjeant Seis, reports from the Committee appointed to examine concerning the Translating, Printing and Publishing the French Gazette, That the Committee had taken the particulars thereof and put the same in Writing, which he delivered in at the Clerks Table.

*Resolved,*

*Resolved, &c.*

That the further consideration of this report be adjourned till to morrow morning.

Mr. *Bedloe* being called in delivered in a further information in Writing.

*Resolved,*

That my Lord chief Justice be desired immediately to repair to this House and that Mr. Solicitor General and Mr. *Williams* do acquaint him herewith.

Mr. Solicitor General acquaints the House that Mr. *Williams* and himself had acquainted my Lord Chief Justice with the desire of this House and that my Lord Chief Justice according to his wonted readiness was come along with them, and was at the door.

My Lord Chief Justice being called in, Mr. *Speaker* acquainted him with the occasion that this House had sent for him, after which his Lordship withdrew into the *Speakers* Chamber.

*Resolved,*

That an humble Address be made to His Majesty to give Orders to the Lord Lieutenants of the several Counties to raise a third part of the Militia for a fortnight to secure the peace of the Kingdom. And that the Sheriffs may be ready with their *Posse Comitatus*, to assist in case of any insurrection. And it is referred to

Mr. *Powle*.

Mr. *Zacheveril*.

Sir Gilbert Gerrard.

Sir Thomas Littleton.

Sir Robert Sawyer.

Sir Eliab Harvey, &c.

Or any three of them and they are to meet at four of the Clock this afternoon in the *Speakers* Chamber.

*Order d,*

That the said Committee, do bring in a Bill or



Bills to make the Militia more useful in this time of danger.

The House being informed that there were several Commissions granted to Popish Recusants and Warrants also that they should be mustered notwithstanding they have not taken the Oaths, and subscribed the Declaration according to the Act of Parliament, and that they were Signed by Mr. Secretary *Williamson*.

*Resolved,*

That Mr. Secretary *Williamson* be immediately sent to the Tower for Signing Warrants for Popish Officers to be mustered and receive pay contrary to the Act for preventing dangers, which may happen from Popish Recusants.

*Ordered,*

That Mr. *Lock*, Mr. *Henry Howard*, Sir *Cecil Howard*, and Mr. *Kingdome*, be summoned to attend at the Bar of this House to morrow morning.

*Resolved, &c.*

That the adjourned debate for an Address relating to the Duke of York be further adjourned till Thursday morning.

*And then, the House adjourned till to morrow eight of the Clock,*

**Martis 19<sup>o</sup> die Novembris, 1678.**

**M**R. Secretary *Coventry*, acquaints the House that His Majesty commanded this House to attend him immediately in the Banqueting house at *Whitehal*.

And accordingly, Mr. *Speaker* with the House went to attend His Majesty.

The House being returned.

Mr.

Mr. *Speaker* reports that according to His Majesties commands he had attended him in the Banquetting house at *Whitehal*, where His Majesty was pleased to make a Speech to the House, which His Majesty was pleased to deliver by word of mouth and not to make use of any Paper, the effect of which Speech Mr. *Speaker* declared to the House.

*Resolved,*

That an humble Address be made to His Majesty representing the reasons that induced this House to commit Mr. Secretary *Williamson* to the *Tower* and that His Majesty be humbly desired not to release Mr. Secretary *Williamson*, and that His Majesty will be pleased to recal all Commissions that have been granted to any Papists within the Kingdomes of *England* and *Ireland* or any other His Majesties Dominions and Territories, and it is referred to

Sir *William Coventry*.

Sir *Henry Capel*.

Collonel *Titus*.

Mr. *Zacheveril*.

Sir *Thomas Lee*.

Sir *Charles Wheeler*.

Sir *Gilbert Gerrard*.

Collonel *Birch*.

Mr. *Powle*.

Mr. Secretary *Coventry*.

Sir *Jo. Hanmer*.

Or any five of them, and they are to withdraw into the *Speakers* Chamber and prepare the said Address.

Sir *William Coventry* reports from the Committee appointed to draw up an Address to be presented to His Majesty that some fitting encouragement may be given to such as shall make a further discovery of the Designs and Attempts against His Majesties Person and Government, that the Committee had agreed upon an Address, which he delivered in at the Clerks Table, where the same was read and upon the Question agreed, and is as followeth,

viz.

May it please your Majesty.

*WE* your Majesties most Loyal and Dutiful Subjects the Commons in Parliament assembled cannot sufficiently admire your Majesties love of Justice and care of your People, which moved your Royal Highness to propose a Pardon and Reward to such as shall reveal the murder of Sir Edmundbury Godfrey, whilst no encouragement is given to such as shall make a further discovery of the persons designing against your Majesties own Life (which we beseech God long to preserve) and therefore we humbly beseech your Majesty so far to consider your own safety, the preservation of the Protestant Religion, and safety of your People, which do so much depend upon it as to issue out your Proclamation, whereby some fitting encouragement may be given to any who shall do so Important service that others may be discouraged from the like attempts for the future.

*Resolved, &c.*

That a Bill be brought in to make it more penal for any Popish recusant to receive any Commission, and that such persons as do receive Commissions, do take the Oaths and Test, and bring a Certificate thereof before their Commissions be delivered to them, and that a Penalty be inflicted on the Officers through whose hands such Commissions pass, in case the same be delivered to the person before he do bring a Certificate of his having taken the Oaths and Test. And that Mr. Finch do bring in the Bill.

*Ordered,*

That Mr. Lock, Mr. Kingdome, and Mr. Howard who are attending in the Lobby, do attend again to morrow.

*And then the House adjourned for half an hour.*

*Post Meridiem.*

**S**IR Robert Howard reports from the Committee appointed to draw up an Address to be presented to His Majesty, representing to His Majesty the reasons that induced this House to commit Mr. Secretary Williamson to the Tower.

An Address agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where it was twice Read, and upon the Question agreed and is as followeth.

May it please your Majesty.

*WE* your Majesties most dutiful and loyal Subjects, the Commons assembled in Parliament, having taken in to Our serious consideration, what your Majesty was pleased to deliver to Us this day in the Banqueting House, and being most desirous not only to express our loyalty and affections to His Majesties service, but also to preserve your Majesties good Opinion of the manner of our proceedings do humbly present to your Majesty the reason of our proceedings in the commitment of Sir Joseph Williamson a Member of our House.

I. That diverse Commissions were granted to Popish Officers, and Counter-Signed by the said Sir Joseph Williamson and delivered out in October last since the meeting of this House and the discovery of the present Popish Conspiracy.

II. Diverse Warrants have also been produced before Us of dispensations contrary to Law for Popish Officers to continue in their commands and to be past in Muster, notwithstanding they have not taken the Oaths of Allegiance and Supremacy, and received the blessed Sacrament



Crument of the Lords Supper according to the late Act of Parliament in that behalf. All which said Warrants were likewise Counter-Signed by the said Sir Joseph Williamson, which being complained of to Us, and confessed by the said Sir Joseph Williamson, We your Majesties most dutiful Subjects having the immediate consideration before Us of the Eminent danger of your Majesties Person, the Safety whereof is above all things most dear, and likewise the dangers from Popish Plots so nearly threatning the Peace and Safety of your Majesties Government, and the Protestant Religion, were humbly of Opinion, We could not discharge our Duties to your Majesty, and the whole Kingdome without the committing the said Sir Joseph Williamson, and therefore most humbly desire that he may not be discharged by your Majesty.

And We do further most humbly desire your Majesty to recall all Commissions granted to all Papists within the Kingdomes of England and Ireland or any other your Majesties Dominions and Territories.

*Resolved,*

That this Address be presented by such Members of this House as are of His Majesties Privy Council.

*And then the House adjourned till to morrow morning eight of the clock,*

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Mercurii 10. die Novembris, 1678.

**A** Complaint being made of a Breach of Priviledge committed against Sir Phillip Monkton a Member of this House in arresting and detaining Timothy Remington his menial Servant.

*Or-*

*Ordered,*

That Mr. *Speaker* is desired to examine the matter of the said Complaint and to report the matter of Fact to the House.

The House being acquainted by Sir *Richard Head* a Member of this House, of a Letter that he received from one *Richard Trey* an Attorney, who thereby informs him that Mr. *John Fowle* of *Maidstone* told him that he was told by Mr. *William Godfrey* of *Boxley*, that he knew the depth of this Plot a great while ago.

*Ordered,*

That Mr. *Trey*, *Fowle*, and *Godfrey*, be summoned to attend at the Bar of this House.

*Resolved,*

That the Concurrence of the Lords be desired to the Address yesterday agreed upon for some fitting encouragement to such as shall make a further discovery of the Plot and that Sir *Francis Rolls* do desire their Concurrence.

*And then the House adjourned till to morrow morning eight of the clock.*

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Jovis 21<sup>o</sup> die Novembris, 1678.

THE House being informed, that Mr. *Bedloe* is not satisfied, that his Pardon is full enough.

*Resolved, &c.*

That a Committee be appointed to examine Mr. *Bedloe's* Pardon, and report their Opinion to the House, and it is referred to

Mr. *Williams.*

Sir *Thomas Clergis.*

Mr. *Zacheveril.*

Collonel *Titus.*

Sir

*Sir Richard Temple.**Sir Trevor Williams.**Mr. Powle.*

Or any three of them, and they are to repair to Mr. Attorney General and peruse the Pardon.

A Message from the Lords by *Sir Timothy Baldwin* and *Sir William Beversham*.

*Mr. Speaker.*

The Lords have sent you down a Bill entituled an Act for the more effectual preserving the Kings Person and Government, by disabling Papiſts from ſitting in either Houſe of Parliament with ſome amendments and a Proviſo, to which they deſire the Concurrence of the Houſe.

The Houſe then proceeded to the conſideration of the ſaid amendments and Proviſo, which were twice read to the Houſe.

The firſt amendment being read a third time was upon the Queſtion agreed to.

The ſecond and third amendments (relating to the Servants of the Queen and Dutcheſs of York) being read a third time, and the Queſtion being ſeverally put for agreeing with the Lords in the ſaid amendments,

It paſſed in the Negative.

The Proviſo being read a third time the Queſtion being put for agreeing with the Lords in the ſaid Proviſo,

The Houſe divided.

The yeas go forth.

Tellers.	{ <i>Sir John Trelawney.</i>	} for the yeas, 158
	{ <i>Mr. Hyde.</i>	
Tellers.	{ <i>Mr. Zacheveril.</i>	} for the Noes, 156
	{ <i>Mr. Bennet.</i>	

And ſo it was reſolved in the Affirmative.

*Resolved, &c.*

That a Committee be appointed to draw up reasons to be offered at a Conference to be had with the Lords why this House does not agree with the Lords in the second and third amendments made by the Lords to the Bill entituled, an Act for the more effectual preserving the Kings Person and Government by disabling Papists from sitting in either House of Parliament, and it is referred to

Sir Charles Harbord.

Sir Robert Sawyer.

Mr. Finch.

Sir William Coventry.

Mr. Hyde.

Sir Thomas Lee.

Sir John Trevor.

Sir Nicholas Carew.

Mr. May.

Mr. Powne.

Mr. Solicitor General.

Mr. Vaughan.

Sir Henry Capel.

Sir Robert Howard.

Sir Edward Deering.

Sir Joseph Hammer,

Sir Thomas Meers.

Mr. Williams.

Serjeant Gregory.

Sir Thomas Littleton.

Lord Ancrum.

Sir Thomas Higgins.

Sir John Birkenhead.

Sir Joseph Tredinham.

Sir Richard Temple.

Sir John Brampston.

Sir Winston Churchill.

Collonel Birch.

Serjeant Maynard.

Sir Gilbert Gerrard.

Or any five of them, and they are to meet this afternoon at four of the Clock in the *Speakers Chamber*.

A Breach of the Peace happening in the House between Sir John Trelawney and Mr. Ash.

*Ordered,*

That Sir John Trelawney and Mr. Ash, be secured by the Serjeant at Arms, till the matter be examined and determined by the House.

And the matter being examined and debated in the House

The



The Question being put that Sir *Jonathan Trelawny* be expelled the House.

The Question being put that this Question be now put.

It passed in the Negative.

*Resolved, &c.*

That Sir *Jonathan Trelawney* be sent to the Tower there to remain during the Session of the Parliament.

*Resolved,*

That Mr. *Ash* be called in to his place and reproved by Mr. *Speaker*, and enjoined not to prosecute this quarrel either by himself or his friends.

And Mr. *Ash* being called in Mr. *Speaker* gave him a reproof and he past his promise not to prosecute this quarrel either by himself or his friends.

*Resolved,*

That Mr. *Speaker* be desired to require a Promise from Sir *Jonathan Trelawney*, not to Prosecute this Quarrel any further either by himself or friends and to report the same to the House.

*Resolved,*

That this House will to morrow morning take into consideration His Majesties last Speech made to both Houses of Parliament.

*And then the House adjourned till to morrow morning eight of the clock.*

Veneris 22<sup>o</sup> die Novembris, 1678.

*O: dere l,*

THAT the Secretary of the Admiralty do bring in a List of the Ships that are now abroad and by whom Commanded and how long they have been in such Commands and also a List of the Names of the Com-

Commanders of such Ships as are in Harbour, who receive pay and who Commands the Guardship at Chatham on Tuesday next.

A Petition of *Thomas Rogers* and *James Syddal* now in custody of the Serjeant at Arms attending the House for a breach of Priviledge committed against my Lord *Scudamore* a Member of this House whereby they acknowledge the offence and beg Pardon of the House, was read.

*Resolved,*

That they be called in to the Bar of the House and discharged paying their Fees.

And being called in to the Bar of the House and kneeling Mr. *Speaker* (after a short reprimand) acquainted them that they were discharged paying their Fees.

Mr. *Powle* reports from the Committee appointed to draw up an Address to be presented to His Majesty for the raising of the Militia. An Address agreed upon by the Committee which he read in his place and afterwards deliver'd the same in at the Clerks Table, where the same was twice read and upon the Question agreed and is as followeth.

May it please your Majesty.

*WE* your Majesties most Dutiful and Loyal Subjects the Commons in Parliament. assembled taking into consideration, the eminent dangers arising to your Majesty and the whole Kingdome from Popish practises and Conspiracies, and concerning that nothing can so well resist their attempts as some part of the Militia (the settled legal forces of this Kingdome) actually in Arms on whom your Majesty may rely with the greatest Confidence and Security.

We do therefore humbly desire your Majesty to command your Lieutenants and Deputy Lieutenants of the several Counties of this Kingdome to give order to all their Trained Bands to be in a readines and draw together

together one third part of their respective Militia and to continue them in a Body for fourteen days, and after they are dismiss'd, to draw up another third part for the same time and to require them to be very vigilant in the seizing all suspicious: especially such as travel with Arms or at unusual times, or in unusual Numbers.

And We likewise humbly desire your Majesty to command the Sheriffs of the respective Counties of this Kingdom to be ready with their Posse Comitatus to suppress any insurrection or disturbance of the Peace that may happen within the Precincts of their several Jurisdictions.

*Resolved, &c.*

That the concurrence of the Lords be desired to this Address, and that Mr. Powle do go up to the Lords to desire your concurrence.

Mr. Powle reports that the Committee appointed had perused and considered of Mr. Bedloe's Pardon, and did conceive that the same may not be full enough in some particulars, which he reported to the House.

*Resolved,*

That an humble Representation be made to His Majesty by such Members of this House as are of His Majesties Privy Council, that upon perusal of Mr. Bedloe's Pardon, the same is found not to be full enough, and therefore humbly to desire His Majesty to give orders that the same may be made sufficient, and that the particulars which were reported from the Committee be delivered to the Members of this House that are of His Majesties Privy Council.

*Resolved.*

That the House do now resolve it self into a Committee of the whole House to consider of Remedies

midies to secure the Protestant Religion against the danger of Popery and to present their Opinions for the making of any new Law or for the repeal of any Law now in force.

*Mr. Speaker* resumed the Chair.

*Mr. Williams* reports from the Committee of the whole House, that the Committee had taken the whole matter (to them referred) into consideration and had agreed upon several Votes as heads for a Bill or Bills to be brought in, which Votes he read in his place and afterwards delivered the same in at the Clerks Table and humbly moved from the said Committee,

That the House would again resolve it self into a Committee of the whole House further to consider of Remedies to secure the Protestant Religion against the danger of Popery.

The Votes being twice read at the Table were upon the question severally agreed and are as followeth.

*Resolved,*

That a Bill be prepared for the more easie and speedy discovery and conviction of Popish Priests.

*Resolved, &c.*

That a Bill be prepared for the more effectual conviction of Popish Recusants.

*Resolved, &c.*

That a List of all Popish Recusants and suspected Papists be returned by the Knights, Citizens, and Burgessees for their respective Counties and places to be inserted in the said Bill and that time be limited for taking the Oaths and Test mentioned in an Act entituled an Act for the more effectual preserving the Kings Person and Government by disabling Papists to sit in either House of Parliament, and such persons not taking the same to be taken for Popish Recusants conviction.

*Re-*



*Resolved,*

That refusing the said Oaths or Test or being at Mass shall be a sufficient conviction of a Popish Recusant.

*Resolved, &c.*

That four parts in five of the Estates of Popish Recusants shall be forfeited who shall not be returned in the said List, and shall not Register themselves Papists within some limited time.

*Resolved, &c.*

That some part of the penalty shall be employed in purchasing Improvements for the benefit of the Church, that some part of the said Penalty shall be employed towards the Augmentation of poor Vicaridges and some part shall go to the Informer.

*Resolved.*

That there be a Clause, or Clauses prepared for discovering and avoiding fraudulent Deeds, Settlements and Conveyances, made or to be made by Popish Recusants.

A Motion being made in the House, that to be seen at Mass in the Chappel of an Ambassador may be a further Penalty.

*Resolved,*

That being seen at Mass at the Chappel of an Ambassador shall be a further Penalty.

*Resolved,*

That a Bill or Bills be brought in pursuant to the said Votes. And it is referred to

Mr. Williams.

Sir Humphry Winch.

Serj. Gregory.

Sir Francis Rolls.

Sir Jos. Tredinham.

Mr. Finch.

Sir Thomas Meers.

Sir Jo. Knight.

Mr. Sacheveril.

Sir Jo. Trevor.

Or any three of them, to prepare and bring in a Bill or Bills accordingly.

*Resolved,*

*Resolved,*

That an humble Address be made to His Majesty, by such Members of this House, as are of His Majesties Privy Council, to desire His Majesty, that such Letters and Papers which relate to the Plot now under Examination, as have not been perused by this House may be communicated to them.

That a Committee be appointed to consider of the access and reception of Foreign Ambassadors. And it is referred to,

Sir Charles Cotterel.

Mr. Mountague.

Sir Tho. Higgins.

Sir Gilb. Talbot

Sir Rob. Howard.

Sir Jo. Worden.

Sir Jos. Tredinham.

Mr. Progers.

Mr. Secretary Coventry.

Sir Jo. Trevor.

Sir William Coventry.

Sir Thomas Meers.

Mr. Hide.

Sir Jo. Berkenhead.

Col: Birch.

Sir George Downing.

Sir Edmund Windham.

Mr. Godolphin.

Mr. Thynne.

Mr. Savile.

Or any five of them.

*Resolved,*

That this House will again Resolve into a Committee of the whole House to morrow morning further to consider of Remedies to secure the Protestant Religion against the danger of Popery.

*And then the House adjourned till to morrow morning eight of the Clock.*

Sabbatis 23<sup>o</sup>. die Novembris, 1678.

*Resolved,*

That the Bill for raising the Militia be read a second time on Munday morning.

K

*Resol-*

*Resolved,*

That this House will on *Monday* morning take in- to consideration the State of the Nation in relation to the Army.

A Message from the Lords by *Sir Timothy Baldwin* and *Sir Samuel Clerk,*

*Mr. Speaker,*

The Lords desire a present Conference with this House in the Painted Chamber, about the Address sent from this House, concerning raising the Militia.

The Messengers being withdrawn.

*Resolved,*

That this House doth agree to meet the Lords at a present Conference.

The Messengers being called in, *Mr. Speaker* acquaints them, that the House had agreed to a present Conference.

*Ordered;*

That the Members who drew up the Address do attend and manage the Conference.

*Mr. Powle* reports from the Conference, That my Lord privy Seal managed the same: And that he acquainted them, that the Lords, upon perusal of the Address, appointed a Committee to consider of the Lawes relating to the Militia, who reported, that upon inspection of the Statutes, they found, that without further Authority the Militia cannot be kept up above twelve days in one year, and thereof four days to be for principal Musters, and two and two, and two and two, *viz.* eight days for particular Musters, and that of these twelve days in many Counties, the Lieutenants have already mustered their Men some of those dayes this present year. Not but that by His Majesties directions, as appears by the Statute, they may be kept up longer, but their Lordships do not find, that there is any power to pay them.

*Ma*

Mr. Secretary Coventry acquaints the House, that His Majesty had been attended with the Address of this House, concerning Mr. Bedloe's Pardon, and that His Majesty had signed the Warrant for mending the same, and that His Majesty had likewise been attended with the Address of this House, that such Papers relating to the Plot as had not been perused by this House, may be communicated to this House, and that His Majesty had granted the same, and given Orders to my Lord Chancellor to call for the Papers back from the Lords so soon as they had perused them. And further acquainted the House, that His Majesty was pleased to return an answer in writing to the Address of this House, concerning Mr. Secretary Williamson, which was delivered to Mr. Speaker, and by him read to the House: And is as followeth,

Charles Rex,

*His Majesty having received an Address the 19th. instant from this House is pleased to return this Answer,*

*That He released Mr. Secretary Williamson before your Address came, as He told you in the Banquetting House He would do.*

*As to the Reasons of granting those Commissions His Majesty acquainted you at large with them in His Speech, when you last attended Him.*

*But in Answer to your present Address His Majesty promiseth to recall all His Commissions whatsoever, given to Papists or reputed Papists, either in England or Ireland immediately, and for His remoter Dominions, they shal be likewise recalled with all the expedition the safety of those places will permit.*

K 2

Resolved,



*Resolved, &c.*

That this House will on *Thursday* next take into consideration His Majesties Answer to the Address of this House, concerning Mr. Secretary *Williamson*.

*Sir Edward Deering* reports from the Committee appointed to draw up Reasons to be offered at a Conference to be had with the Lords, why the House does not agree with the Lords in the second and third amendments made by the Lords, to the Bill. Entituled, *An Act for the more effectual preserving the Kings Person and Government, &c.* Reasons agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and with some amendments made at the Table upon the Question agreed, and are as follow, *Viz.*

1. That both Houses having declared by their Vote, that the Kings Person is in danger at this time from Popish Conspiracies : It would not only be most dangerous to His Majesties Person, but inconsistent with such a Declaration to admit any Popish Recusants to have a residence in His Palace, and such familiar access unto His Majesties presence.

2. That all Popish Recusants being by His Majesties Proclamation (issued out at the Address of both Houses ) required to depart ten Miles from *London* and *Westminster*, We cannot think it advisable to admit them now to continue, and settle in His Majesties Houses, where they may be much more dangerous, than they are in any other place.

That the design of this Act being for a further security against all Popish Recusants, the Commons cannot think it reasonable to allow any of them liberty, contrary to the Laws already in being.

Your Lordships amendments by several words excepting

receiving such a number of the Queens and Royal Highnesses Servants out of the Act. It will follow, that if any Peer of this Kingdome, or Member of the House of Commons be so nominated by them they will be still capable of sitting in either House without taking the Oaths or Test.

*Resolved, &c.*

That a Conference be desired with the Lords upon the Amendments made by the Lords to the Bill, Entituled, *For the more effectual preserving the Kings Person and Government, &c.* And that Sir Edmund Jennings desire the Conference.

*Resolved,*

That the Knights of the Shire do on *Tuesday* next come seven night bring in a List of all Persons of note, being Popish Recusants, or so reputed, resident, or having a considerable Estate within their respective Counties, and that the Knights, Citizens and Burgeses, for each County, do meet together and prepare such Lists and sign the same.

*Resolved,*

That the House be called over on *Munday* next come seven night, and that no Member depart the service of the House without leave.

Sir Edmund Jennings acquaints the House, that the Lords have agreed to a present Conference.

*Resolved,*

That the Members, who did prepare the Reasons, do attend, and manage the Conference.

And they did accordingly, and delivered their Reasons, and left the Bill with the Lords.

A Message from the Lords by Sir Samuel Clerk and Sir John Hoskins.

Mr. Speaker,

The Lords have commanded us to attend you with a Bill, Entituled, *An Act requiring the Persons*

therein named to render themselves to Justice, and in default thereof to attain them of High Treason, to which they desire the concurrence of the House.

*Resolved,*

Whereas the House of Commons taking notice of the absence of several of their Members, that Letters be sent to the Sheriff of each County to summon the Knights of the Shire, who do serve for their respective Counties to give their attendance on the service of the House. As likewise to send to the several and respective Cities and Burroughs within their Counties to summon the Members, who do represent their Corporations, to give their attendance on the Service of the House.

An engrossed Bill sent from the Lords, Entituled an Act requiring the persons therein named to render themselves to Justice, and in default thereof to attain them of High Treason was read the first time

*Resolved,*

That the Bill be read a second time, and that the Title be *ut supra*.

A Message from the Lords by Sir Samuel Clerk and Sir John Hoskins.

*Mr. Speaker.*

The Lords desire a present conference with this House in the painted Chamber upon the subject matter of the last Conference.

The Messengers being called in

*Mr. Speaker* acquaints them that the House had agreed to meet the Lords at a present Conference.

*Resolved,*

That the Persons who did manage the last Conference do attend and manage this.

Sir Edward Deering reports that the persons appointed

pointed had attended the Conference which was managed by my Lord Chancellor, who acquainted them that the Lords had considered of the reasons offered at the last Conference, and that they carried great weight with them, and that the Lords did propose an expedient, which was for striking the Queen wholly out of the Bill, and so leave her Servants liable to the Law in General, in which they hoped this House would concur, but if this House should not think fit to concur with the Lords in this Expedient, that then their Lordships would take their amendments and reasons into further consideration.

That my Lord Privy Seal told them there were Presidents in the case, but did not name any.

*Resolved,*

That this House doth not agree with the Lords in the said Expedient.

*Resolved,*

That the persons who did attend the Conference do prepare reasons to be offered at a Conference why this House cannot agree to the Expedient proposed by the Lords.

A Petition on behalf of Sir *William Temple* Baronet, was presented to be read, but it appearing upon the debate of the House, that the said Petition was not Signed by Sir *William Temple* nor any persons on behalf of the Borough of *Northampton*,

The Question being put whether the said Petition should be read.

It passed in the Negative.

*Resolved,*

That the Committee appointed to examine concerning the murder of Sir *Edmundbury Godfrey* do examine concerning the frequent Murders and as-



faults, which have been lately committed, and to consider of remedies to prevent the like, and to report their Opinion to the House.

*Resolved,*

That this House will on *Tuesday* morning resolve into a Committee of the whole House, further to consider of remedies to secure the Protestant Religion against the dangers of Popery.

*And then the House adjourned till to morrow morning eight of the Clock;*

*Lunæ 23<sup>o</sup> die Novembris, 1678.*

**T**He House being informed, that Mr. Fray, Mr. Fowle, and Mr. Godfrey were in pursuance of an Order of the 20<sup>th</sup>. of this instant *November*, attending in the Lobby, and being called in and examined.

*Ordered,*

That they be discharged from any further attendance.

A Bill for raising the Militia was read the second time.

A Message from the King by Sir *Edward Cartre* Usher of the Black Rod.

*Mr. Speaker,*

The King commands this Honourable House to attend Him immediately in the House of Lords.

And accordingly Mr. *Speaker* with the House went to attend His Majesty.

The House being returned,

Mr. *Speaker* reports, That he had attended His Majesty in the House of Lords, where His Majesty was pleased to make a Speech to both Houses of Parliament. And that His Majesty making use of His  
Paper

Paper in the delivery thereof, to the end he might not misreport it, he had obtained a Coppy, which was read to the House : And is as followeth.

My Lords, and Gentlemen,

*I told you in the beginning of this Session how much I had been obliged to keep my Forces in Flanders. That without it our Neighbours had absolutely dispaired, and by this means, whatever has been saved of Flanders is acknowledged to be wholly due to my interposition, and I shewed you withal, that I had been forced to imploy that money which had been raised for disbanding those Troops in the continuance of them together, and not onely so, but that I had been much more out of Purse for that service; a service, by which the honour and interest of the Nation hath been so far improved, that as I am confident no man would repine at it, so I did not doubt but you would all be willing to supply it.*

*I have now undergone this Expence so long, that I find it absolutely impossible to support the charge any longer, and did therefore think of putting an end to that charge, by recalling my Troops with all possible speed, who are already exposed to the utmost extremity of want and misery, being without any prospect of further pay or subsistence.*

*But whilst I was about to do this, I have been importun'd by the Spanish Ministers to continue them a little longer until the Ratifications of the Peace*

Peace be exchanged, without which all that hath hitherto been done they say will be utterly lost; and that which hath hitherto been saved in Flanders, will inevitably fall into the hands of their Enemies.

And now between their importunity to keep up these Troopes, and my own inability to pay them any longer, I find My Self in great difficulties what to resolve. If you do not think that the Publick safety may require the continuance, I do wish as heartily as any man, that for the Publick Ease, they may be speedily disbanded and paid off.

I have thought fit thus to lay the matter before you; and having acquitted My Self to all the World by asking your Advice and Assistance; I desire it may be speedy and without any manner of delay.

*Resolved,*

That the Bill for raising the Militia be committed to a Committee of the whole House.

Mr. Speaker left the Chair.

Sir John Trevor took the Chair of the Committee.

Mr. Speaker resum'd the Chair.

Sir John Trevor reports from the said Committee, that they had gone through the Bill, and made some Amendments, which he read in his Place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the Question severally agreed.

*Resolved,*

That the Bill with the Amendments be engrossed.

The

The House being informed, that Sir Roger Bradshaw, a Member of this House is made High Sheriff for the County of Lancaster.

*Resolved,*

That a Committee be appointed to consider of a proper way for Superseding the Commission for making Sir Roger Bradshaw High Sheriff for the County of Lancaster, And is referred to,

Sir John Hotham.

Sir Robert Sawyer.

Mr. Sacheverill,

Col. Birch.

Sir Thomas Lee,

Sir Thomas Stringer.

Sir William Coventry.

Or any five of them.

And they are to meet at four of the Clock this afternoon in the *Speakers* Chamber, and to report their opinions therein to the House,

Sir Edward Deering reports from the Committee appointed to draw up reasons why this House do's not agree with the Lords in the Expedient by them proposed at the last Conference, that the Committee had agreed upon reasons which being read with some amendments made at the Table upon the Question were agreed to, and are as followeth.

I. That it is contrary to the constant method and Proceedings of Parliament to strike out any new thing in a Bill which hath been fully agreed and passed by both Houses, and it would make the work endless, and might be of dangerous consequence, if that method should be diverted and changed in the amendments proposed to the Bill by your Lordships, to which the Commons have disagreed the number of the Queens Servants to be excepted out of the Act was limited, but by leaving the Queens name out of the Bill, she may have them without number, so that what is now offered is worse then what the Commons have already disagreed and consequently hath not the nature of an Expedient.

That



That by Experience 'tis found, that the Act entituled an Act for preventing dangers which may happen from Popish Recusants proved ineffectual to remove Papists from Court, by reason there was no Express mention of the Queens Servants.

The Scope of the Bill relateth not only to removing Papists out of both Houses of Parliament, but also from the Court, as appeareth both by the Preamble and Body of the Bill, and the danger of His Majesty may reasonably be supposed to be chiefly in his Court, and the Safety of his Person the Commons think ought more to be considered then any respects to any person whatsoever.

*Resolved,*

That a Conference be desired with the Lords upon the subject matter of the last Conference.

*Resolved,*

That the consideration of the State of the Nation in relation to the Army be further adjourned till to morrow morning ten of the Clock.

*And then the House adjourned till to morrow morning eight of the Clock.*

**Martis 26<sup>a</sup> die Novembris, 1678.**

**A**N Engroft Bill for raising the Militia read the third time.

*Resolved,*

That the Bill do pass, and that the Title be an Act for preserving the Peace of the Kingome by raising the Militia and continuing them in duty for forty two dayes, and that Mr. Booth do go up to the Lords to desire their concurrence.

*Resolved,*

That an humble Address be made to His Majesty to desire His Majesty that Mr. *Bedloes* Pardon may extend and relate to this day inclusive.

Mr. *Booth* acquaints the House that the Lords had agreed to a present conference.

*Resolved,*

That the Persons who did manage the former Conference do attend this Conference.

Mr. Secretary *Coventry* acquaints the House, that he had attended His Majesty with the Address of this House concerning Mr. *Bedloes* Pardon and that His Majesty was pleased to return Answer, *That he would take time to consider of it and return an Answer.*

*Resolved,*

That the consideration of the State of the Nation in relation to the Army which was appointed for this day be adjourned till to morrow morning ten of the Clock.

*And then the House adjourned till three of the Clock in the afternoon.*

*Resolved,*

That Candles be brought in.

Mr. Secretary *Coventry* deliver'd in His Majesties answer to the Address of this House concerning Mr. *Bedloes* Pardon, which was by Mr. *Speaker* read to the House, and is as follows.

Charles Rex.

*His Majesty having receiv'd the Address from the House of Commons desiring His Majesty, that Mr. Bedloes Pardon may extend to this day inclusive, is pleased that an Answer be returned; that Mr. Bedloes Pardon to the first*  
of

*of November, is as full to all offences as can be desired; if any offence hath been committed since that time, His Majesty ought to know it before he Pardon it, for a Pardon for an offence to come will not be good in Law. Given at our Court at Whitehal the 26th. day of November, 1678.*

A Message from the Lords by Sir *Andrew Hacket* and Sir *William Beversham*,

*Mr. Speaker.*

The Lords desire a present Conference with this House in the painted Chamber about the subject matter of the last Conference.

The Messengers being withdrawn.

*Resolved,*

That this House doth agree to a present Conference.

The Messengers being called in.

*Mr. Speaker* acquaints them that this House doth agree to meet the Lords at a present Conference.

*Resolved,*

That the persons who did manage the last Conference do attend this Conference.

*Sir Edward Deering* reports from the Conference had with the Lords that my Lord Chancellor managed the Conference, and that he acquainted them that the Lords had considered of the reasons that were offered at the last Conference and proposed a further Expedient, in which they hoped this House would concur,

That the Lords did insist upon the amendments by them made, which did relate to the *Queens Portugall* Servants, that the Lords did wave that part of the Amendment which did relate to the excepting

ing of a certain number of men Servants to the Queen and Dutchess, and did now onely except a small number of women Servants to the Queen and Dutchess, and that the Reason of it was, that it could not reasonably be supposed, that they were persons from whom any assassination might proceed.

The first amendments, which did relate to the Queens Portugal Servants was twice read.

A Motion being made, that these words, *Not exceeding Nine in number at any one time*, may be added to the said Amendments.

*Resolved,*

That this House doth agree with the Lords in the said Amendment, with the addition of these words, *Not exceeding Nine in number at one time*.

The Question being put, that the House do now adjourn.

It passed in the Negative.

The first part of the second amendment which does relate to the Women Servants of the Queen was twice read and upon the Question agreed.

The last part of the second Amendment (which does relate to the Women Servants of the Dutchess of York) was twice read.

The Question being put to agree with the Lords in that part of the said Amendment.

The House divided.

The yeas go forth.

Tellers.	{ Capt. Howard.	} for the yeas, 65.
	{ Mr. Windham.	

Tellers.	{ Sir John Morton.	} for the Noes, 87.
	{ Sir Arthur Harris	

And so it passed in the Negative.

*Resolved,*

That the Persons, who did manage the Conference, do prepare Reasons to be offered at a Conference



ference to be had with the Lords, why this House does not agree with the Lords in the said last part of the second Amendment.

*And then the House adjourned till to morrow morning eight of the Clock*

**Mercurii 27<sup>o</sup> die Novembris, 1678.**

**T**He House being informed, that Mr. *Bedloe* has something of moment to impart, and that he desires he may have a pardon for misprision of Treason.

*Resolved,*

Whereas this House has receiv'd information, That Mr. *Bedloe* has something of moment to impart, and conceiving himself to lie under in concealing the same, That therefore this House does beseech His Majesty, that he will be gratioously pleased to grant Mr. *Bedloe* his Pardon for Misprision of Treason to the Time of such Discovery.

Mr. Secretary *Coventry* acquaints the House, that he had attended His Majesty with the Address concerning Mr. *Bedloe*, and that His Majesty was pleased to say he would think of it, and send an Answer.

Sir *Edward Deering* reports from the Committee appointed to draw up Reasons to be offered at a Conference to be had with the Lords. Reasons agreed upon by the Committee, which he read in his place, and afterwards deliver'd the same in at the Clerks Table, where they were twice read, and upon the Question agreed, and are as follow,

To the first Amendment.

That as their Lordships had propos'd their addition, the number of Her Majesties *Portugal* Servants, being

being unlimited it might be increased to a degree, that might be very inconvenient.

As to that part of the second Amendment, which relateth to Her Royal Highness, the Commons conceive it to be an innovation in the Law to allow any person, except the Queen, any Family of her own separate and distinct, while under Coverture.

*Resolved,*

That Mr. *Spencer* do go up to the Lords to desire a Conference upon the Subject matter of the last Conference.

Mr. *Spencer* acquaints the House, that the Lords had agreed to a present Conference in the Painted Chamber.

*Resolved,*

That the Persons, who did prepare the Reasons, do attend and manage the Conference, which they accordingly did.

A Message from the Lords by Sir *Timothy Baldwin* and Sir *John Hoskins*.

Mr. *Speaker,*

The Lords have commanded us to acquaint you, that they have agreed to the Bill for preserving the peace of the Kingdome by raising the Militia and continuing them in duety for two and forty dayes without any alteration.

They have likewise commanded us to acquaint you, that they have agreed to what was delivered by the Commons in the last Conference, upon the Bill concerning Papists not sitting in Parliament, and that they have appointed the Lords of the White staffe to acquaint His Majesty, that the said two Bills are ready for His Royal Assent, and require Expedition.

The House then proceeded to the consideration of the State of the Nation in relation to the Army.

*Resolved, nemine contradicente,*

L

That

That it is necessary for the safety of His Majesties Person and preserving the Peace of the Government, That all the Forces which have been raised since the 29th. of September 1677, and all others, that since that time, have been brought over from beyond Seas from foreign service be forthwith disbanded.

*Resolved,*

That it is the humble Opinion and desire of this House,

That the Forces which are now in *Flanders* may be immediately called over, in order to their disbanding.

*Resolved,*

That the last Vote be presented to His Majesty by such Members of this House, as are of His Majesties Privy Council.

*Resolved,*

That this House will to morrow morning resolve it self into a Committee of the whole House to consider of the manner of disbanding the Army.

*And then the House adjourned till to morrow morning eight of the Clock.*

Jovis 28<sup>o</sup> die Novembris, 1678.

**M**R. Secretary *Coventry* acquaints the House, that he had attended His Majesty with the Address relating to Mr. *Bedloes* Pardon, for Misprision of Treason, and that His Majesty was pleased to return this Answer, *That Mr. Bedloe should have his Pardon according to the Address*: And likewise with the Address for disbanding the Army, which being a Matter of great moment, he would consult and

and advise with His House of Lords before he would give an Answer.

*Ordered,*

That Mr. Bedloe be forthwith sent for to attend at the Bar of this House.

A Message from the Lords by Sir William Beverham and Sir Samuel Clerk.

*Mr. Speaker,*

The Lords have sent you down a Bill, Entituled, *An Act for the better discovery and speedy conviction of Popish Recusants*, to which they desire the Concurrence of this House.

A Petition of several Free men of *Dunwich* complaining of an undue Return of *Thomas Allen, Esq;* to serve in this present Parliament, as Burgeſſes for the ſaid Borough was read.

*Resolved,*

That the ſaid Petition be referred to the Committee of Elections and Priviledges to examine the matter and report the ſame to the Houſe.

An Engroſſed Bill ſent from the Lords Entituled, *An Act for the more ſpeedy conviction of Popiſh Recuſants*, was read the firſt time.

*Resolved,*

That the Bill be read a ſecond time.

*Ordered,*

That the Committee appointed to prepare a Bill of Bills, for the more eaſie and ſpeedy diſcovery and conviction of Popiſh Recuſants do ſit this afternoon to prepare the ſaid Bills.

*Ordered,*

That the Door of the Houſe be locked.

*Ordered,*

That Mr. Bedloe be called and examined to the Chriſtian Names of the Perſons mentioned in the Bill, ſent down from the Lords, Entituled, *An Act requiring*



requiring the persons therein named, to render themselves to Justice, and in default thereof to attain them of High Treason.

Mr. *Bedloe* being called in informed the House, that he knew not the Christian name of *Symonds*, and that *Le Phaires* name was *Carolo*, and that *Pritchard* was called by the name of *David Pritchard* alias *Charles Davys*.

Mr. *Bedloe* deliver'd in a further Information in writing.

*Ordered,*

That Mr. *Bedloe* do take his Information and write a fair Copy and deliver the same into the House.

Information being given to the House that some Members were above in the *Speakers* Chamber making Copies of Mr. *Bedloes* Information.

*Ordered,*

That the Serjeant at Arms do go up to the *Speakers* Chamber and give the House an account of the Members that are taking Copies of Mr. *Bedloes* Information.

The Serjeant acquaints the House that he knows not the Members names, but he shewed the House the persons and delivered the Copies to Mr. *Speaker*.

*Ordered,*

That Mr. *Speaker* do tear the said Copies.

*Ordered,*

That Mr. *Oates* be sent for to attend at the Bar of this House.

*Ordered,*

That Mr. *Secretary Coventry* have leave to go out and no Member else without leave.

*Resolved,*

That a Message be sent to the Lords to acquaint them

their Lordships that this House will sit this afternoon upon matters that relate to the preservation of His Majesties Person and Government, and desire their Lordships to do the like.

*Ordered,*

That my Lord *Cavendish*, Lord *Russel*, and Sir *William Portman*, do go up to the Lords with the said Message.

*Ordered,*

That Mr. *Bedloe* be sent for to own the Paper of Information under his hand delivered into the House.

And Mr. *Bedloe* being called in did own the said Paper.

Mr. *Speaker* read the said Information of Mr. *Bedloe* to the House, and the same was afterwards sealed up.

*Ordered,*

That Mr. *Oates* be sent for to the Bar of this House.

Mr. *Oates* being called in to the Bar, gave his Information to the House and withdrew.

The Lord *Cavendish* acquaints the House that he had attended the Lords with the Message of this House, and their Lordships returned answer, they would sit this afternoon according to the desire of this House.

*Ordered,*

That Mr. *Oates* be called in again, and that Mr. *Speaker* do ask him such Questions as he shall think fit.

And Mr. *Oates* having been called in and examined and withdrawn,

*Resolved,*

That an humble Address be presented to His Majesty, to desire His Majesty, that Mr. *Oats* may lie under no manner of restraint whatsoever, and that he may be allowed his own Servants to attend him and the liberty of providing his own necessaries.

that His Majesty would be graciously pleased to give order, that he may have a present Sum of money in hand, and a competent weekly allowance for his maintenance, and that his friends and relations may have free access to him; and that His Majesty would be further graciously pleased that Mr. Oate's Pardon may extend and relate to this day for misprision of Treason.

*Resolved,*

That an humble Address be presented to his Majesty that the Queen and all her Family, and all Papists, and reputed Papists, be forthwith removed from his Court at *Whitehal*.

*Ordered,*

That a Committee be appointed to withdraw immediately, and prepare and draw up the said Address and it is referred to

Sir Rob. Howard.	Sir Tho. Littleton.
Sir Thomas Meers.	Collonel Birch.
Mr. Zacheveril.	Mr. Hampden.
Mr Sollicitor General.	Sir Jo. Trevor.
Sir William Coventry.	Mr. Williams.
Sir Thomas Clergis.	Mr. Powle.
Sir Rob. Sawyer.	Sir Thomas Lee.
Coll. Titus.	Sir Rich. Temple.

Or any three of them.

*Resolved,*

That a Conference be desired with the Lords upon matters relating to the preservation of His Majesties person and safety of the Government.

And that Mr. Thyn do go up to the Lords to desire the Conference.

Sir John Trevor reports from the Committee appointed to draw up an Address to be presented to His Majesty, that the Queen, all her Family and all Papists may be removed from His Majesties Court

at *Whitehal*. An Address agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table; where it was twice read, and upon the Question agreed: And is as follows,

*WE your Majesties most dutiful and loyal Subjects the Commons in this present Parliament assembled, having received Informations by several Witnesses of a most desperate and Traiterous Design and Conspiracy, against the Life of your Sacred Majesty, wherein, to their great astonishment, the Queen is particularly charged and accused. In discharge of our Allegiance, and out of our affections and care, for the preservation of your Majesties sacred Person, and consequently of the whole Kingdom, do most humbly beseech your Majesty, that the Queen and all her Family, and all Papists and reputed Papists be forthwith removed from your Majesties Court at Whitehal.*

Mr. Thyn acquaints the House, that the Lords had agreed to a present Conference in the painted Chamber.

*Resolved,*

That the Persons, who did prepare, and draw up the Address, do attend and manage the Conference.

Sir John Trevor acquaints the House, that the Members appointed had attended the Conference with the Lords, and delivered the Address.

*Resolved,*

That an humble Address be presented to His Majesty, that all Papists and suspected Papists within the several Counties of *England* and *Wales*, and Town of *Barwick upon Tweed*, may be apprehended and secured: And it is referred to,



Sir John Trevor.

Mr. Brown

Sir Richard Temple.

Sir Trevor Williams.

Mr. Powle.

Sir Jo. Sydenham.

Mr. Solicitor General.

Sir Nich. Carew.

Or any three of them, to prepare and draw up the said Address, and they are to meet to morrow at two of the Clock in the afternoon in the Speakers Chamber

*And then the House adjourned till to morrow morning eight of the clock.*

**Veneris 29<sup>a</sup> die Novembris, 1678.**

**M**R. Secretary Coventry acquaints the House, that His Majesty had been attended with the Address concerning Mr. Oates. and that His Majesty would take time to consider and return an Answer.

The House then resolved into a Committee of the whole House, to consider of the manner of disbanding the Army.

Mr. Speaker resumed the Chair.

A Message from the Lords by Sir John Coel and Sir Samuel Clerk.

Mr. Speaker,

The Lords have received Information, that there is a Faculty, under the Seal of Cardinal Barbarini, for dispensing with the taking of Oaths, and other things, in the hands of a Member of this House, which their Lordships desire may be communicated to them.

The Messenger being withdrawn.

Sir John Knight acquaints the House, that the Paper mentioned by the Lords, was found amongst

Mr.

Mr. Irelands Papers, and the same being read by Mr. Speaker ;

*Ordered,*

That the said Paper be sent to the Lords, and that Mr. Speaker do acquaint the Messengers, that when their Lordships have perused the same, this House does expect it should be returned again in order to be entred into the Journal of this House. And the Messengers being called in, the said Paper was delivered to them : And Mr. Speaker acquainted them with the pleasure of the House.

Sir Charles Cotterel acquaints the House, that he had been with the French Ambassador, and that he had obtained a Copy of that part of the Letter, of which this House yesterday received information, which being delivered in and read at the Table is as followeth.

*Monsieur Walkeiner, Resident of Holland at Frankland, writes thus to the States.*

Novemb. 11. 1678.

**S**ome dayes since a Jesuit coming from Rome, arrived at Bazil with intent to go for England, who, being in discourse with certain Merchants there, is reported to have said, That there was something designed in England against the King, whereof he believed he should hear the effect before he came to his journies end, and for the going through with the designe, he should find more than a thousand Jesuits in England : During this discourse the Post brought News of the  
Dis-

*Discovery of the Plot; whereupon the Jesuit withdrew, and suffered Himself no more to be seen.*

*Ordered,*

That this Letter be communicated to the Lords, and that Sir Charles Cotterel do go up with a Message to the Lords for that purpose.

The House then again resolved into a Committee of the whole House, to consider of the manner for disbanding the Army.

Mr. Speaker resumed the Chair.

Sir John Trevor reports from the said Committee, that they had taken the matters to them referred into consideration, and had agreed upon several Votes which he read in his place, and afterwards delivered the same in at the Clerks Table, where they were twice read, and upon the Question severally agreed to, and are as follow.

*Resolved,*

That the Commissary General of the Musters do bring in a List of all the Regiments and Companies, that have been raised and come from Foreign parts since the 29th. of Sept. 1677. and the time when they were entred into pay.

*Resolved,*

That the Paymaster of the Army do bring in a State and Accompt of what money hath been paid to every Troop and Company of the said forces raised or come from Foreign parts since the 29th. of Sept. 1677. and what is due, and in Arrear to them from the said 29th. of Sept. 1677. to the first of Dec. next.

*Resolved,*

That the Auditor of the Exchequer do bring in an Accompt of what money he hath issued to the Pay-

Paymaster of the Army for the use of the forces raised since the 29th. of Sept. 1677.

*Resolved,*

That the Commissary General of the Musters, do bring in a List of all such Forces as are now in *Flanders*, which were raised since the 29th. of Sept. 1677. and another List of all such Forces as are now in *England*, raised since the 29th. of Sept. 1677. and of such Forces as are come from Foreign parts since the 29th. of Sept. 1677.

*Resolved,*

That the Paymaster General of the Army do bring in a distinct Account of what money hath been paid to the Forces now in *Flanders* raised since the 29th. of Sept. 1677.

*Resolved,*

That the money to be raised for disbanding the Army, shall be paid to the Chamberlain of *London*.

*Resolved,*

That the said Money shall be issued out by Commissioners to be named in the Act.

*Resolved,*

That the said Commissioners shall not exceed the number of three.

*Resolved,*

That a Committee be appointed to prepare Instructions for disbanding the Army: as followeth.

Sir Jo. Trevor,

Coll. Birch.

Sir Henry Capel.

Sir Tho. Meers,

Sir Gilbert Gerrard.

Lord Allington,

Sir Jo. Holham.

Mr. Booth.

Sir Lyonel Walden.

Mr. Mountague.

Sir Jo. Knight.

Lord Cavendish.

Sir Eliab Harvey.

Mr. Spry, &c.

Or any three of them, and they are to meet at three



three of the Clock this afternoon in the *Speakers* Chamber, and are impowred to send for Persons, Papers, and Records.

*And then the House adjourned till to morrow morning eight of the clock.*

**Sabbatis 30. die Novembris, 1678.**

**A** Message from the King by Sir *Edward Carteret* Ulster of the Black Rod.

*Mr. Speaker,*

The King Commands this Honourable House to attend him immediately in the House of Lords.

And accordingly *Mr. Speaker* with the House went up to attend His Majesty.

The House being returned.

*Mr. Speaker* reports that he had attended His Majesty in the House of Lords. where His Majesty was pleased to give His Royal assent to the Bill for the more effectual preserving the Kings Person and Government, &c. And that His Majesty was pleased to make a Speech to both Houses of Parliament; the effect whereof, *Mr. Speaker* declared to the House.

*Resolved,*

That the House will now proceed to the taking of the Oaths of Allegiance and Supremacy, and making and subscribing the Declaration according to the direction of the Act, for the more effectual preserving the Kings Person and Government.

*Mr. Speaker* having in his Chair, taken the said Oaths, and made and subscribed the said Declaration, several of the Members of the House did likewise take the said Oaths, and make, and subscribe the

the said Declaration, according to the Direction of the said Act.

*And then the House adjourned till to-morrow nine of the Clock.*

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Die Dominico 1<sup>o</sup> die Decembris, 1678.

**T**He House being set, several of the Members did take the Oaths of Allegiance and Supremacy, &c. according to the Act.

*And then the House adjourned till to-morrow morning eight of the Clock.*

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Lunæ 2<sup>o</sup> die Decembris, 1678.

**T**He House being set, several of the Members did take the Oaths of Allegiance and Supremacy, &c. according to the Act.

*Ordered,*

That Mr. *Oates* be sent for to attend at the Bar of this House,

Mr. Secretary *Coventry* deliver'd a Message from His Majesty in answer to the Address of this House concerning Mr. *Oates*, which Mr. *Speaker* read to the House. And is as followeth.

Charles Rex.

*His Majesty having receiv'd an Address from the House of Commons, dated the 29th. of November last; hath thought fit to return this Answer.*

*That*

*That His Majesty will give a Pardon to Mr. Oates for misprision of Treason from the beginning of the World to the said 28th. of November last, that he shall have liberty to walk where he pleaseth in Whitehal and St. James's Park, and enjoy all other Liberties of writing and conversing, which he had in Whitehal, before Sunday the 24th. of the said November.*

*He shall have a convenient allowance of all things necessary for him, but the Guards His Majesty do's not think fitting to remove in respect of the safety of Mr. Oates's person.*

Mr. Oates being called in, delivered in Copies of his Examinations taken at the Council Board.

*Ordered,*

*That Copies thereof be made out by the Clerk and delivered to Mr. Oates.*

*Resolved,*

*That an humble Address be made to His Majesty containing a representation of the present State and dangers of the Nation.*

*Resolved,*

*That the House will proceed to Vote the Heads of the said Address in the House.*

*Resolved,*

*That the misrepresentations of the proceedings of this House to His Majesty, be one head for the said Address.*

*The Question being propounded that a representation be therein made to His Majesty of the dangers that have and may arise from private advices contrary to the Advice of this Parliament.*

*The Question being put that this Question should be now put.* *The*

The House divided.

The Noes go forth.

Tellers. } Lord *Ancram*. } for the Noes, 114.  
 } Sir *Jo. Talbot*.

Tellers. } Sir *Franc. Drake*. } for the yeas, 138.  
 } Mr. *Wharton*.

And so it was resolved in the  
 Affirmative.

*Resolved,*

That a representation be therein made to His Majesty of the dangers that have and may arise from private advices, contrary to the Advice of this Parliament.

*Resolved,*

That a representation be therein made to His Majesty, of the great danger the Nation lies under from the growth of Popery.

*Resolved,*

That a representation be therein made to His Majesty, of the danger that may arise to His Majesty and the Kingdome, by the Nonobservance of the Laws that have been made for preservation of the Peace and Safety of the King and Kingdome : And it is referred to.

Sir *John Holbam*.

Mr. *Williams*.

Collonel *Birch*.

Sir *Henry Capel*.

Sir *Thomas Littleton*.

Sir *Joseph Tredinham*.

Sir *Jo. Knight*.

Sir *Thomas Meers*.

Sir *William Hickman*.

Sir *John Trevor*.

Mr. Solicitor General.

Lord *Cavendish*.

Sir *Fran. Drake*.

Mr. *Zacheveril*.

Sir *Edward Deering*.

Mr. *Finch*.

Mr. *Powle*.

Sir *Jo. Mallet*.

Sir *Fran. Russell*.

Sir *Nicholas Carew*.

Sir *Robert Howard*.

Sir *Jo. Talbot*.

Sir *Richard Temple*.

Sir *Tho. Clergis*.

Sir



Sir Fran. Rolls.

Serjeant Gregory.

Mr. Hampden.

Mr. Swinfen.

Or any three of them, to prepare the said Address.

*And then the House adjourned till to morrow morning eight of the clock.*

Martis 3<sup>o</sup> die Decembris, 1678.

Colonel Birch reports from the Committee appointed to draw up Instructions for disbanding the forces : That the Committee had agreed upon several Heads, which he read in his place, and afterwards delivered the same at the Clerks Table, where they were read and upon the Question agreed.

*Resolved,*

That it be referred to the said Committee, that drew up instructions for disbanding the Army, or any three of them, to prepare and draw up a Bill according to the same Instructions, and that a Clause be inserted therein with Penalties, in case they shall not separate and disband by the day therein to be limited, and a Clause likewise of their Indemnity for their continuing since they were to have been disbanded, and that Sir Thomas Clergis, and all the Gentlemen of the long Robe be added to the said Committee, and they are to meet this afternoon at two of the Clock in the Speakers Chamber.

*Ordered,*

That the Bill for better conviction of Popish Recusants be read to morrow morning.

*And then the House adjourned till to morrow morning eight of the Clock.*

Mercu

Mercurii 4<sup>o</sup> die Decembris, 1678.

MR. Secretary *Coventry* acquaints the House, that he had a Message from His Majesty in writing, which he delivered into Mr. Speaker, who read the same to the House, and is as followeth,

Charles Rex,

*His Majesty, to prevent all misunderstandings that may arise from His not passing the late Bill of the Militia is pleased to declare, that He will readily assent to any Bill of that kind, which shall be tendred to Him for the Publick Security of the Kingdome by the Militia, so as the whole Power of calling, continuing or not continuing of them together, during the time limited be left to His Majesty to do therein, as He shall find most expedient for the Publick Safety.*

Resolved,

That a Committee be appointed to inspect Precedents touching the Methods and Proceedings of Parliaments in passing of Bills, and to inquire whether according to the Methods of Parliament a Bill may be brought in for making the Militia more useful, and to report their Opinion to the House.

And it is referred to

Sir Robert Markham.

Sir Jo. Holham.

Sir Jos. Ash.

Mr. Williams.

Sir John Trevor.

Mr. Hugh Boscarew.

M

Sir

*Sir Charles Musgrave.**Sir Charles Herbert.**Mr. Zacheveril.**Lord Allington.**Mr. Swinfen.**Sir George Downing.*

And they are to meet at three of the Clock this afternoon in the Speakers Chamber, and are empowered to send for Persons, Papers, and Records.

*Resolved,*

That the Pay-Master of the Army do give in a particular account to the Committee appointed to prepare the Bill for disbanding the Army, to what time every Regiment, Troop, and Company are paid, and what is due and in arrear to them, and that the Committee do make a computation of what will be due to the said Forces, on the first day of *January* next.

*Mr. Williams* reports from the Committee appointed to draw up an Address to be presented to His Majesty, for the securing all Papists, That the Committee had agreed upon an Address, which he read in his place, and afterwards delivered the same in at the Clerks Table; where it was twice read, and with some amendments made at the Table, upon the Question agreed: And is as follows,

*WE Your Majesties most dutifull and loyall Sub-  
and Commons in  
Parliament assembled, having sufficient Testimony of the  
present dangers, threatening Your Majesties sacred Per-  
son and Government, from the pernicious Plots and Con-  
trivances of Popish Persons, universally spread over Your  
Majesties Kingdome, do most humbly beseech Your Ma-  
jesty, for the safety of your own Person, and security of  
the publick Peace of the Kingdome, to command and re-  
quire Your Majesties Sheriffes, Justices of the Peace, May-  
ors, and other Magistrates within their severall and re-  
spe-*

several Counties, Cities and Places in England and Wales, to apprehend, disarm and secure all Popish Recusants, and all others, who shall or may be justly suspected Papists, and them to oblige in Recognizances with sufficient Bail to keep the Peace, and be of good Behaviour, and in default thereof, them to imprison, and to return the names of such Persons with their Recognizances to the next general Sessions of the Peace for their respective Limits, to proceed thereupon according to Law.

*Resolved,*

That the Concurrence of the Lords be desired to the said Address.

*Ordered,*

That the two Bills against Popery be read to morrow morning, the first business.

*And then the House adjourned till to morrow morning eight of the Clock.*

*Jovis 5<sup>o</sup> die Decembris, 1678.*

*Resolved,*

THAT Mr. *Williams* do go up to the Lords to desire their Concurrence to the Address yesterday agreed upon.

A Bill to prevent the growth of Popery was read the first and second time.

A Message from the Lords by Sir *Timothy Baldwin* and Sir *Andrew Hacker*.

*Mr. Speaker,*

The Lords have commanded us to put you in mind of a Bill sometime since sent to this House, Entituled, *An Act for the better discovery, and more*



*Speedy Conviction of Popish Recusants.* It being a Bill which requires expedition in this time of danger.

*Resolved,*

That this House will impeach *Henry Lord Arundel* of *Wardor* of Treason, and other High Crimes and Misdemeanours.

*Resolved,*

That this House will impeach *William Earl of Pois* of Treason, and other High Crimes and Misdemeanours.

*Resolved,*

That this House will impeach *John Lord Bellas* of Treason, and other High Crimes, &c.

*Resolved,*

That this House will impeach *William Lord Petres* of Treason, and other High Crimes and Misdemeanours.

*Resolved,*

That this House will impeach *William Viscount Stafford* of Treason, and other High Crimes and Misdemeanours,

*Ordered,*

That *Mr. Michael Warton* do carry up an impeachment to the Lords against *Henry Lord Arundel of Wardor*, to the effect following.

My Lords,

*The Commons of England assembled in Parliament, having received information of divers traiterous Practices and Designs of a great Peer of this House, Henry Lord Arundel of Wardor, have commanded me to impeach the said Henry Lord Arundel of Wardor of Treason and other High Crimes and Misdemeanours: And I do in their Names, and in the Names of all the Commons of England, impeach Henry Lord Arundel of Wardor of Treason and other High Crimes and Misdemeanours.*

*They have further commanded me to acquaint your Lord-*  
*Lord*

*ships. that they will within convenient time exhibit to your Lordships the Articles of the Charge against him.*

*Ordered,*

That Mr. Banister Maynard do carry up an impeachment to the Lords against *William Earl of Powis* to the effect following.

My Lords,

*The Commons of England assembled in Parliament, having received information of divers traiterous Practices and Designs of a great Peer of this House, William Earl of Powis have commanded me to impeach the said William Earl of Powis, &c. (ut ante.)*

*Ordered,*

That Mr. Thyn do carry up an impeachment to the Lords against *John Lord Bellasis* to the effect following,

My Lords,

*The Commons of England assembled in Parliament, having received Information of divers traiterous Practices and Designs of a great Peer of this House John Lord Bellasis, have commanded me to impeach the said John Lord Bellasis, &c.*

*Ordered,*

That Sir Scroop How do carry up an impeachment to the Lords against *William Viscount Stafford* to the effect following.

My Lords,

*The Commons of England assembled in Parliament, having received information of divers traiterous Practices and Designs of a great Peer of this House, William Viscount Stafford have commanded me to impeach the said William Viscount Stafford, &c.*

*Ordered*

That Sir Philip Warwick do carry up an impeachment to the Lords to the effect following, against *William Lord Petres.*

My Lords,

*The Commons of England assembled in Parliament, having received Information of divers traitterous Practices and Designs of a great Peer of this House, William Lord Peters, have commanded me to impeach the said William Lord Petres of Treason, and other High Crimes, &c. They have further commanded me to acquaint your Lordships, that they will in convenient time exhibit to your Lordships the Articles of the Charge against Him.*

*Resolved,*

Whereas the said Peers are already under Commitment, that therefore this House will not desire the Lords, that they may be sequestred from Parliament, and committed to safe Custody, as is usual in Cases of the like nature.

Mr. *Wharton* acquaints the House, that he had attended the Lords, and delivered what he had in charge against *Henry Lord Arundel of Wardor*.

Mr. *Thyn* acquaints the House, that according to the direction of the House, he had attended the Lords, and delivered what he had in charge against *John Lord Bellasis*.

Mr. *Maynard* acquaints the House, that he had attended the Lords, and delivered what he had in charge against *William Earl of Powis*.

Sir *Scroop How* acquaints the House, that he had attended the Lords and delivered what he had in charge against *William Viscount Stafford*.

Sir *Phillip Warwick* acquaints the House that according to the direction of the House, he had attended the Lords, and delivered what he had in charge against *William Lord Petres*.

*Resolved,*

That the Committee formerly appointed to draw up Articles of Impeachment against *Henry Lord Arundel of Wardor*, do prepare and draw up Articles

cles against the said several persons impeached by the House, and that the informations, given in by Mr. Oates and Mr. Bedloe be delivered over to them for that purpose, and it is particularly recommended to the care of,

Serjeant Maynard.

Mr. Williams.

Mr. Soliciter General.

Mr Zacheveril.

Sir Jo. Trevor.

And they are to meet this afternoon at five of the Clock in the *Speakers* Chamber, and are impowred to send for Persons, Papers, and Records.

*Resolved,*

That the Committee appointed to prepare the said Articles: Do most humbly beseech His Majesty that all the Papers and Writings relating to the Plot and Conspiracy now under examination, may be delivered to the said Committee.

*Resolved,*

That Sir Jo. Trevor do repair to Mr. Oates, and know of him how far His Majesties Commands for taking off the Restraint upon him, are observed.

*Resolved,*

That the Bill to prevent the growth of Popery be read a second time to morrow morning.

*And then the House adjourned till to morrow morning eight of the Clock.*

Veneris 6<sup>o</sup>. die Decembris, 1678.

SIR Trevor Williams acquaints the House, that in pursuance of the order of the House he went to Mr. Oates, who told him that he was not permitted to discourse with any person, but in the presence of his Guards; that thereupon he went to Collonel Howard who commands the said Guards



and shewed him His Majesties Message to this House concerning Mr. *Oates*. And that Collonel *Howard* told him he had never been made acquainted with His Majesties pleasure therein, and that Collonel *Howard* did immediately go to His Majesty to receive his Commands, and that Collonel *Howard* did acquaint him that His Majesty was pleased, that any Member of the House of Commons, or any person by their order, or from any Committee, or any of the Clerks belonging to the House, might have free liberty to discourse with him in private, but His Majesty did not think fit that any persons should be admitted to come to him.

*Resolved,*

That this House being informed that notwithstanding His Majesties gracious condescension to the Address of this House in relation to Mr. *Oates* he hath still been deprived of the benefit thereof, that it is therefore the humble desire of this House, that Mr. *Oates* may be at full Liberty to converse with all persons whatsoever in private, and that he may not be interrupted or overheard by the Guards or any other person whatsoever, and that all restraint may be taken off from him, unless the Guard which may attend him for the security of his person only without his Chamber.

*Resolved,*

That this Vote be presented to His Majesty by such Members as are of His Majesties Privy Council.

A Bill for the more easie and speedy conviction of Popish Recusants, &c. was read the first time.

*Resolved,*

That the Bill be read a second time to morrow morning.

A message from the Lords by Sir *Timothy Baldwyn* and Sir *Andrew Hacket*.

Mr.

Mr. Speaker.

The Lords have commanded us to acquaint you, that they have agreed to the last Address sent from this House, and have appointed the Lords of the White Staff to attend His Majesty to know His pleasure, when both Houses may present the said Address, which when they know they will communicate to this House.

*And then the House adjourned till to morrow morning eight of the Clock.*

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Sabbatis 7<sup>o</sup> die Decembris, 1678.

**M**R. Speaker acquaints the House, that he was present when the Address of this House concerning Mr. Oates was delivered, and that His Majesty was pleased to declare, that he thought he had made that Provision for Mr. Oates, that would rather be an encouragement to any other person to come in, then a discouragement to Mr. Oates, and that His Majesty was pleased to declare that Mr. Oates should have free Liberty, that the Guards should be for securing of his person only.

That he had likewise acquainted His Majesty, (that it was not by Order of the House) of the Entry, that was made of His Majesties Answer to the Address concerning the calling over the Forces out of *Flanders*, and that His Majesty was pleased to declare, that he never gave any order for such Answer, but that His intention was only in relation to the Forces that were in *Flanders*, and the circumstances as to those Forces were altered since that time, and that His Majesty had already given Orders for calling them over in order to their disbanding.

A Bill for the more easie and speedy conviction of Popish Recusants, and for the more effectual putting the Laws in execution against them, was read the second time.

*Resolved,*

That the Bill be committed to

Mr. Williams.

Mr. Boscawen.

Sir Anth. Irby.

Sir Henry Capel.

Sir Jervas Elwes.

Sir Robert Sawyer.

Coll. Titus.

Mr. Wright.

Mr. Finch.

Sir Edm. Jennings.

Sir Gilbert Gerrard.

Mr. Waller.

Sir John Hobart.

Sir Thomas Meeres.

Sir John Trevor.

Sir Jo. Holland.

*Resolved,*

That the said Committee do bring in a clause that if any Popish Recusant convict shall receive any Commission, he shall be deemed a Felon, and shall be pursued, apprehended, and executed as such.

*Resolved,*

That a Clause be brought in that all Commissions granted or to be granted to Popish Recusants convict shall be declared void.

*Resolved,*

That a Clause be brought in that all Foreigners that shall receive Commissions or appear in Arms shall be in the same state and condition as Popish Recusants convict receiving Commissions, or appearing in Arms as aforesaid.

*Resolved,*

That a Clause be brought in, that such offenders shall not be Pardoned, but by Act of Parliament.

Col. Birch reports from the Committee appointed

to

to take an account of what has been paid to the Forces, that are to be disbanded.

That a Committee had agreed upon a Report to be made to the House, which is as follows.

*Resolved,*

That it be reported to the House, That by the Accounts delivered them by Mr. *Kingdom*, Pay-Master of the Army, it appears, that upon the first day of *January* next, there will be due to the Forces now to be disbanded, whether in *England* or beyond the Seas, the sum of 148686 l. 8 s. 2 d.

*Resolved,*

That it be reported to the House, that in the sum the Cloaths delivered to the Souldiers, whether Horse or Foot, for eight months will be discounted and paid for by the Souldier to his Officer, who stands engaged for them, so that the Foot Souldier, at the same time of his disbanding, will receive onely six pence a day, and the Horse and Dragoons their several proportions, the rest being set off, as it hath already been since the first of *May* last, towards payment for their Cloaths respectively.

*Resolved,*

That it be reported to the House, That notwithstanding the defalcations aforesaid, there will on the first day of *January* next remain unpaid of the Cloaths one third part of the whole sum, which was to have been defalked from the Souldiers in twelve months, had they stood so long, but being continued only eight moneths there will be unsatisfied the sum of 33000 l. which the Officers do affirm to this Committee they stand engaged for.

*Resolved,*

That this House will on *Monday* next resolve into a Committee of the whole House, and that the Report now made be referred to the consideration of the said



said Committee, and they are to consider of a way for raising money to disband the Army.

A Message from the Lords by Sir *Timothy Baldwin*, and Sir *Andrew Hacket*.

*Mr. Speaker.*

We are commanded to acquaint you, that his Majesty has appointed both Houses to attend him at three of the Clock this afternoon in the Banqueting House concerning the last Address.

*Resolved,*

That this House will on *Wednesday* morning next resolve into a Committee of the whole House to consider how to preserve the Protestant Religion, and Peace of the Kingdom in case a Prince of another Religion should succeed.

*And then the House adjourned till to morrow morning eight of the Clock,*

*Lunæ 9<sup>o</sup> die Decembris, 1678*

**M**R. *Speaker* acquaints the House, that he attended His Majesty on *Saturday* last in the Banqueting House at *Whitehall*, and after my Lord Chancellor had read the address to the King : His Majesty was pleased to return Answer, *That He would issue out His Proclamation according to the Address.*

The House then resolved into a Committee of the whole House; to consider of a way for raising money to disband the Forces.

*Mr. Speaker* resumed the Chair.

A Message from the Lords by Sir *William Bentham* and Sir *John Hoskins*.

*Mr. Speaker,*

The Lords desire a present Conference with the House

House in the Painted Chamber about business of importance.

The Messengers being withdrawn.

*Resolved,*

That the House doth agree to a present Conference.

The Messengers being called in.

Mr Speaker acquaints them that the House had agreed to meet the Lords at a present Conference in the Painted Chamber.

*Resolved,* That

Sir *Tho. Lee.*

Sir *Thomas Meers.*

Sir *Jo. Talbot.*

Sir *Edward Deering.*

Sir *Edmond Jenings.*

Col *Titus.*

Sir *Jos. Tredinham.*

Mr. *Powle.*

Col. *Birch.*

Mr. Solicitor General.

Mr. *Sacheveril.*

Sir *Richard Temple.*

Do attend and manage the Conference.

Sir *Tho. Lee* reports from the Conference had with the Lords, that my Lord Privy Seal did manage the Conference, and that what was offered at it, was as follows.

The Lords have desired this Conference with the House of Commons to acquaint them, that being informed, that His Majesty had sent Orders for withdrawing the Forces out of *Flanders* in order to their disbanding, many difficulties and dangers do occur to their Lordships, if such Rules and Orders be not established by consideration and advice of both Houses, that the disbanding may be made with safety, which there Lordships conceive cannot be by bringing such a Power together to the Forces already here; and therefore do propose, that the Forces here may not be increased by the accession of more from abroad, but that a proportionable number of those here may be disbanded before the Regiments from *Flanders* shall arrive, and that after consideration hereof by  
the

Commons by joynt advice of both Houses a Reglement, may be made accordingly.

*Resolved,*

That the consideration of the report from the Conference be adjourned till to morrow morning.

The House then again resolved into a Committee of the whole House to consider of raising money to disband the Forces.

Mr. *Speaker* resumed the Chair.

Sir *John Trevor* reports from the said Committee, that they had taken the matter into consideration, and agreed upon two Votes, which he read in his place, and afterwards delivered the same in at the Clerks Table, where they were twice read, and upon the Question severally agreed: And are as followeth.

*Resolved,*

That the money for paying and disbanding the Forces shall be raised by a Land Tax.

*Resolved,*

That the Tax shall commence from the twenty fourth of *November* last, to be raised after the rate of 17205*l.* 4*s.* 9*d.* by the moneth for twelve Moneths.

*Resolved,*

That the Committee appointed to prepare a Bill for disbanding the Forces do bring in a Bill pursuant to the said Votes, and they are to bring in a Clause therein, for borrowing money upon the credit of the said Act.

*Resolved,*

That the Committee appointed to draw up Articles against the five Lords, do sit *de die in Diem*.

A Petition of Sir *Jonathan Trelawney*, a Member of this House, now Prisoner in the *Tower* was read.

Mr.

Mr. Speaker acquaints the House that Sir Jonathan Trelawny, had according to the order of the House passed his promise not to prosecute the Quarrel any further by himself or his friends.

*Resolved,*

Upon reading the Petition of Sir Jonathan Trelawny, setting forth that he being very sickly, his Indisposition is very much encreased by reason of his confinement, and that he is advised by his Physicians, that it is absolutely necessary for the recovery of his health, to have the liberty of a better Air, and praying, that in order to his Recovery, he may have his liberty during the pleasure of the House. That Mr. Speaker be desired to signify to the Lieutenant of the Tower: That it is the pleasure of this House that Sir Jonathan Trelawny shall have liberty to go into the Country, in order to the recovery of his health, giving security to the said Lieutenant to return again upon the order of the House.

*And then the House adjourned till to morrow morning eight of the Clock.*

Martis 10<sup>o</sup> die Decembris, 1678.

*Ordered,*

THAT Mr. Speaker do issue out his Warrant to the Clerk of the Crown, to make out a new Writ for the Electing of a new Burgesses to serve in this present Parliament for the Town of Montgomery in the Room of Henry Lord Herbert, called up to the House of Lords.

An engross Bill sent from the Lords, Entituled, *An Act for the better discovery and more speedy conviction of Popish Recusants*, was read the second time.

A



A Bill for preventing the growth of Popery, was read the second time.

*Resolved,*

That the Bill be committed to the Committee, to whom the Bill for more easie conviction of Popish Recusants stands committed, and that

Mr. Brown.

Sir Jo. Cotton, and

Mr. Pepys.

Sir Jo. Mallet

Be added to the Committee.

*Ordered,*

That the said Committee do bring in a Clause to be added to the said Bill, the better to enable the Universities to recover their Rights to Advowsons of Livings, that are in the hands of the Papists.

*And then the House adjourned till to morrow morning eight of the Clock;*

## Mercurii 11<sup>o</sup> die Decembris, 1678.

A Bill for granting a supply to His Majesty for disbanding the Forces, was read the first time.

*Resolved,*

That the Bill be read the second time to morrow morning.

Sir Robert Holmes acquaints the House that the King has commanded him immediately to repair to his Government, and therefore desired leave of the House.

*Ordered*

That Sir Robert Holmes have leave to go to his Government according to His Majesties Command.

*Resolved,*

That the House be called over on *Wednesday* next, and that such Members as do not then appear shall be sent for in custody of the Serjeant at Arms, and that such Members, shall not take their places until they have paid the Serjeant his Fees and charges.

*Ordered,*

That Mr. *Thomas Wharton*, having departed the Service of the House without leave, be sent for in custody of the Serjeant at Arms.

*Ordered, That*

Mr. *William Coventry.*

Sir *Jo. Stapeley.*

Mr. *Booth.*

Mr. *Onslowe.*

Sir *Jo. Rolls.*

Sir *William Moor.*

Sir *Adam Brown.*

Mr. *Mallack.*

Serj. *Rigby.*

Sir *Richard Everard,* and

Sir *Henry Goring.*

Sir *Eliab Harvey,*

Sir *William Thomas.*

Having departed the Service of the House without leave be sent for in custody of the Serjeant at Arms.

*Ordered,*

That the Members now sent for in custody, notwithstanding they shall escape the Arrest, shall not be admitted to take their places in the House, until they have paid the Serjeant his Fees and charges.

*Resolved,*

That that the House will adjourn for Christmas Eve and Christmas day only.

*Resolved,*

That a Committee be appointed to inspect the Journals of this House, and see what due Entries be there made, and make a report of the mistakes and Errors therein every *Munday* morning: And it is referred to

Sir *Rob. Kemp.*

Sir *Fran. Drake.*

N

Mr.

Mr. Spry.

Sir Trevor Williams.

Sir Jo. Birkenhead.

Sir Jo. Pettus.

Mr. Zacheveril.

Sir Thomas Clergis.

Mr. Papillon.

Sir Thomas Meers.

Or any three of them.

*Ordered,*

That the orders of the House be drawn up every day and read the next day morning, before they be entred in the Journal.

*And then the House adjourned till to morrow morning eight of the Clock.*

Jovis 12<sup>o</sup> die Decembris, 1678.

*Ordered,*

THat the Lord Scudamore and Doctor Arris having departed the Service of the House without leave be sent for in custody of the Serjeant at Arms.

A Bill for granting a supply to His Majesty for disbanding the Forces, was read the second time.

*Resolved,*

That the Bill be committed to a Committee of the whole House.

A message from the Lords by Sir William Brouncker and Sir John Hoskins.

*Mr. Speaker,*

The Lords having passed a Bill for the better discovery and more easie conviction of Popish Recusants and sent it down to the House some time since and conceiving it to be a Bill of great Importance to their Lordships, have thought fit to remind the House of it.

*Ordered,*

That Sir *William Smith*, and Sir *Jo. Otway* have leave to go into the Country.

*Resolved,*

That *Collonel Birch*, Sir *Gilbert Gerrard*, and *Collonel Whitley*, shall be Commissioners for paying off, and disbanding the Forces.

*Resolved,*

That the blank for allowance to the Commissioners, their Clerks and Servants shall be filled up with one penny.

The House then resolved into a Committee of the whole House to proceed upon the Bill for granting a supply to His Majesty, for paying off and disbanding the Forces raised and called over from beyond the Seas since 29th. of September, 1677.

Mr. *Speaker* resumed the Chair.

Sir *John Trevor* reports from the said Committee, that they had made some progress in the Bill, and humbly moved from the said Committee that the House would again resolve it self into a Committee of the whole House, farther to proceed upon the said Bill.

*Resolved,*

That this will House to morrow morning at ten of the Clock resolve into a Committee of the whole House, further to proceed upon the Bill, for granting a supply to His Majesty, for disbanding the Forces raised since 29th. Sept. 1677.

*And then the House adjourned till to morrow morning eight of the Clock.*

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**Veneris 13<sup>o</sup> die Decembris, 1678.**

*Ordered,*

That Mr. *Pit*, Sir *John Stroud*, Col. *Tinus*, and Mr. *Faunt*, having departed the service of the House



without leave, be sent for in Custody of the Serjeant at Arms.

*Ordered,*

That Mr. *Steward* and Mr. *Blacket* have leave to go into the Country.

Mr. *Speaker* reports that he had examined the matter, touching the breach of Priviledge against Sir *Phillip Monckton*, a Member of this House, in arresting and detaining *Timothy Remington* his menial Servant.

That the Under Sheriff did acknowledge, that the said *Timothy Remington* was arrested, and is still in custody; but that he did not know him to be the Servant of Sir *Phillip Monckton* at the time of the arrest, and that the said Sir *Phillip Monckton* did own the said *Timothy Remington* to be his menial Servant, and that he was employed in selling of Corn and other things for him, and desired the priviledge of the House.

*Ordered,*

That the said *Timothy Remington* be discharged from his imprisonment by warrant from Mr. *Speaker*.

The House then resolv'd it self into a Committee of the whole House, further to proceed upon the Bill for granting a Supply to His Majesty.

Mr. *Speaker* left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Sir *John Trevor* reports from the said Committee, That the Committee had gone through the Bill, and made severall amendments, and that he was ready to report them, when the House should order it.

*Ordered,*

That the Report be made to morrow morning.

A Message from the Lords by Sir *William Beveridge* and Sir *Edward Lee*.

Mr. *Speaker*, The Lords have sent you down a Bill

End

Entituled, *An Act disabling Popish Recusants to use or exercise certain Professions and Trades, and compelling them to remove from the Cities of London and Westminster: To which they desire the Concurrence of this House.*

*And then the House adjourned till to morrow morning eight of the Clock.*

Sabbatis 14<sup>o</sup>. die Decembris, 1678.

*Ordered,*

THAT Sir Iohn Salisbury and Col. Sandys have leave to go into the Country.

Sir Io. Trevor reports from the Committee of the whole House, to whom the Bill for granting *A Supply to His Majesty for disbanding the Forces*. Several amendments agreed upon by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read and with some amendments made at the Table upon the Question severally agreed.

A Clause with a Blank for a free gift to the Soldiers being presented to be made part of the Bill, and twice read.

The Question being put that the blank should be filled up with ten shillings for every foot Soldier, and foot Granadeer, under the Degree of a Commission Officer.

The House divided. The Yeas go forth.

Tellers	{ Mr. Spry.	}	for the Noes 108.
	{ Sir Cha. Wheeler.		

Tellers	{ Mr. Palmes.	}	for the Yeas 111.
	{ Sir John Fag.		

And so it was resolved in the Affirmative.

*Resolved,*

N 3

That

That the said Clause be made part of the Bill.

Another Clause was presented to be added to the Bill, and twice read, and upon the Question, agreed to be made part of the Bill.

*Resolved,*

That the Bill, together with the several Clauses and amendments agreed to be engrossed.

*Ordered,*

That the first twelve Persons of the Committee appointed to draw up the Impeachment against the five Lords, *Viz.*

Mr. *Williams.*

Sir *Thomas Meers.*

Serjeant *Maynard.*

Mr. *Powle.*

Sir *Iohn Holland.*

Sir *John Trevor.*

Mr. *Sollicitor General.*

Sir *Robert Sawyer.*

Mr. *Zacheveril.*

Serjeant *Gregory.*

Sir *Thomas Stringer.*

Sir *Thomas Lee.*

Be appointed a Committee of Secrefie to draw up the Impeachments, and prepare the evidence against the said Lords.

The House being made acquainted by Mr. *Speaker*, that Mr. *Vaughan* was the thirteenth Person.

*Ordered,*

That Mr. *Vaughan* be added to the said Committee.

A Petition of *Daniel Giles* was presented and read to the House.

*Resolved,*

That the consideration of the said Petition be adjourned till Monday morning, and that the Petitioner do then attend to own the said Petition.

*Ordered,*

That the Pay Master, Muster Master, Collonel, or next Commission Officer (if such Collonel or Commission Officer shall now be within twenty miles of the Cities of *London*) of every Regiment, Troop, Company, or any part of any Troop or Company, whether

whether Horse, Foot, Dragoones, or Grenadeers now to be disbanded, do forthwith under their Hands and Seals, make up Books of the respective Sums of money, which will be due the first of *January* next, with the names of every such Officer and Souldier particularly, who are to receive the same, and upon what Muster it becomes so due, deducting the ordinary proportions from every particular Souldier, for the paying for Cloaths, and to return the same Books to this House, with all speed, and likewise the like particular account of what will be then due to such general Officers, as have received their Commissions since the 29. of *September* 1677, and have taken the Oaths of Supremacy and Allegiance, and subscribed the Declaration, mentioned in an Act of Parliament, Entitled, *An Act for preventing Dangers, which may happen from Popish Recusants.*

*And then the House adjourned till Monday morning eight of the Clock.*

*Lunæ 16<sup>o</sup> die Decembris, 1678.*

*Ordered,*

**T**Hat Serjeant *Hardress*, Sir *Iohn Shaw*, and Mr. *Henry Berty*, having departed the Service of the House without leave, be sent for in custody of the Serjeant at Arms, and shall not be admitted to take their places, until they have paid the Serjeant his fees and Charges.

Mr. *Daniel Giles* was called in to the Bar, and did own his Petition preferred to this House, on *Saturday* last.

A Petition in the name of *Peter Middlethorp*, *Herman Stubbs*, *David Stalley*, *Wickman Lastrop*, and several o-



thers *Hamburgers*, *Polanders*, and *Dantzicks*; Owners of the Cargo lately loaden on board the Ship *Prosperous*, whereof *John Read* was Master was presented to be read, and the House being informed, That Mr. *Peter Bar*, and Mr. *Michael Sivers* were Agents or Factors, for the said Petitioners, and were ready at the door to own the said Petition.

And Mr. *Peter Bar* and Mr. *Michael Sivers*, being called, in Mr. *Bar* did on behalf of *Wickman Lastrop*, own the said Petition, and said he was authorized thereto by Letter, which he took to be in the Nature of a Letter of Attorney from the said Petitioner. And Mr. *Sivers* did on behalf of the rest of the Petitioners own the said Petition, and said that he was likewise authorized thereunto by Letters, which he took to be in the Nature of Letters of Attorney from the said Pitioners.

And Mr. *Bar* and Mr. *Syvers* being withdrawn.

*Resolved,*

That the further consideration of the said Petition be adjourn'd.

An engrossed Bill for granting a supply to his Majesty for paying off and disbanding the forces raised since 29th. of September 1677 was read the third time.

An Enacting Clause in Parliament was presented and thrice read to the House.

*Resolved,*

That the said Clause be added to the Bill.

*Resolved,*

That the Bill do pass, and that the Title be an Act for granting A supply to his Majesty of 206462*l.* 17*s.* 3*d.* for the effectual paying off and disbanding all the forces raised or brought over from Foreign parts into the Kingdome since the 29th. of September 1677. and that Sir. *Jo. Trevor* do carry up the Bill to the Lords.

3. 1. 17

*And*

*And then the House adjourned till to morrow morning eight of the Clock.*

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**Martis 17<sup>o</sup> die Decembris, 1678.**

*Ordered,*

**T**hat Sir *Tho. Hatton* having departed the service of the House without leave be sent for in custody of the Serjant at Armes.

An Engroft Bill sent from the Lords entituled an Act disabling Popish recusants to use or exercise certain professions and Trades, and compelling them to remove from the Citties of *London* and *Westminster* was read the first time.

*Resolved,*

That the Bill be read a second time.

*Ordered,*

That Sir *Rob. Southwell* do forthwith repair to Mr. Attorney General with the five Letters directed to Mr. *Beneseild* at *Windsor*.

*Ordered,*

That Sir *Philip Harcourt*, and Mr. *Mornaton* have leave to go into the Countrey.

*And then the House adjourned till to morrow morning eight of the clock.*

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**Mercurii 18. die Decembris, 1678.**

**A** Message from the Lords by Sir *Lacon William Child* and Sir *Samuel Clerk*,

Mr. *Speaker*,

The Lords have sent you down a Bill, Entituled,

*Al*

*An Act for the more effectual preventing the sending or going of the Children of Popish Recusants into parts beyond the Seas, out of the Kings obedience, to which they desire the concurrence of this House.*

Ordered, That

Sir Lancelot Lake and Sir Charles Gawdy, have leave to go into the Country.

Ordered, That

Mr. Acrece.  
 Sir Richard Edgecomb.  
 Sir Charles Smith.  
 Sir Jo. Arundel.  
 Sir Jo. Carew.  
 Mr. Hender Roberts.  
 Mr. Franc. Butler.  
 Mr. Jo. Butler.  
 Sir William Godolphin.  
 Sir Ion. Trelawney.  
 Sir Charles Trevanion.  
 Sir Tho. Herle.  
 Mr. Francis Roberts.  
 Mr. James Prade.  
 Mr. Ion. Raskley.  
 Mr. Jo. Elliot.  
 Mr. Edward Elliot.  
 Mr. Humphrey Burlace.  
 Sir George Fletcher.  
 Sir Wilf. Lawson.  
 Sir Richard Grayham.  
 Sir Jo. Rolls.  
 Sir Coppleston Banfield.

Sir Edward Rainton.  
 Mr. James Rushout.  
 Sir Metc. Robinson.  
 Mr. Roger Talbot.  
 Mr. Henry Northleigh.  
 Mr. Jo. Tregonwell.  
 Mr. Richard Leigh.  
 Sir Jeffrey Shakerley.  
 Mr. Rob. Leighton.  
 Mr. William Oakley.  
 Jo. Lord Ross.  
 Sir Edward Phillips.  
 Sir Jo. Barrington.  
 Sir Edward Littleton.  
 Mr. William Chetwyn.  
 Sir Caz. Calclough.  
 Sir Jo. Duncomb.  
 Sir George Courthop.  
 Mr. Thomas Tuston.  
 Sir Jo. Backington.  
 Sir Lionel Jenkins.  
 Mr. Nich. Bagnal, and  
 Robert Buskley.

Having made default in attending the service of the House, be sent for in custody of the Serjeant at Arms, attending this House.

The House then proceeded to call over the names of the

the Members that made default in taking the Oaths of Allegiance and Supremacy.

The Question being put, whether Sir *Richard Grayham* and Sir *John Duncomb* be excused.

It passed in the Negative.

*Ordered,*

That the Committee appointed to prepare an Address, representing to His Majesty the dangerous state and condition of the Nation, do hasten their report.

*Resolved,*

That a Message be sent to the Lords, to acquaint them that this House having matters of great moment and importance before them, have resolved to Adjourn for *Christmas Eve* and *Christmas day* only during the Holydayes, and that Sir *Thomas Lee* do go up with the Message.

*And then the House adjourned till to morrow morning eight of the Clock.*

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Jovis 19<sup>o</sup> die Decembris, 1678.

Complaint being made of a breach of Privilege committed upon Sir *Edm. Windham* a Member of this House, by one *George Heath* in attaching his goods in the possession and keeping of *Thomas Prumet* his Coachman.

*Resolved,*

That it be referred to the consideration of the Committee of Privilege, to examine the matter of the said Complaint, and report the same with their opinions therein to the House.

An engrossed Bill sent from the Lords, Entituled, *An Act for the more effectual preventing the sending or going of the Children of Popish Recusants into parts beyond*



*yond the Seas out of the Kings Obedience, was read the first time.*

*Resolved,*

That the Bill be read a second time.

The House being informed of a Ryot committed by certain Soldiers, by one Mr. *Plucknet*.

*Resolved,*

That a Committee be appointed to examine the matter of the said Ryot, and report the same with their opinions therein to the House : And it is referred to

Sir *Jo. Moreton*,

Coll. *Titus*.

Mr. *Zacheveril*.

Sir *Eliab Harvey*.

Sir *Robert Markham*.

Sir *Gilbert Gerrard*.

Mr. *Progers*.

Sir *William Hickman*.

Sir *Richard Temple*.

Sir *Tho. Lee*.

Sir *Tho. Clergis*.

Mr. *Crouch*.

Mr. *West Falling*.

Sir *Edward Deering*.

Sir *Jo. Trevor*.

Sir *George Hungerford*.

Sir *Thomas Meers*.

Sir *Edm. Windham*.

Mr. *Vaughan*.

Mr. *Hampden*.

Sir *Henry Capel*.

Sir *Jo. Knight*.

Sir *Anth. Irby*.

Sir *Trevor Williams*.

Mr. *Powle*.

Collonel *Birch*.

Serj. *Gregory*.

Sir *Thomas Littleton*.

Sir *Fran. Drake*.

And they are to meet at four of the Clock in the afternoon in the *Speakers* Chamber, and are impowred to send for Persons, Papers, and Records.

*Ordered,*

That Mr. *Plucknet* be called in, and that Mr. *Speaker* do acquaint him, that he has done well in doing his duty and giving this Accompt to the House which was accordingly done.

Mr. Chancellor of the Exchequer acquaints the House, That he was commanded by His Majesty to inform

inform the House, that His Majesty having received information, that His late Ambassador in France, Mr. *Mountague* a Member of this House, had held several private Conferences with the Popes Nuncio there, without any directions or Instructions from His Majesty, His Majesty to the end that he might know the Truth of that matter, had given Orders for the seizing Mr. *Mountagues* Papers.

*Resolved,*

That the House having this day received a Message from His Majesty, acquainting this House, that upon information against Mr. *Mountague*, a Member of this House, His Majesty had given orders for seizing the Papers of Mr. *Mountague* in order to a further discovery, this House cannot make any Judgement either in relation to their Member or the Priviledge of the House, which may be in a geat measure invaded, unless His Majesty will be gratically pleased to let this House know, whether the information against Mr. *Mountague* was given upon Oath, and of what nature the offence is, that is thus complained of.

*Ordered, That*

The Lord *Cavendish*.

Sir *Tho. Meers*.

Sir *John Ernly*

Mr. *Powle*.

Sir *Henry Capel*.

Col. *Titus*. and

Sir *Jo. Pelham*.

Mr *Harbord*.

Sir *Tho. Lee*.

Or any three of them do

immediately attend His Majesty with this Vote.

The Lord *Cavendish* Reports, That they had been to attend His Majesty with the Vote of this House relating to the information against Mr. *Mountague*, and that His Majesty sent them word out of the House of Lords, that he was at that time very busie, and that he had rather they would attend Him at *Whitehal*, when the House was up.

Mr.

Mr. *Mountague* acquaints the House, that he had in his custody several Papers, which he conceived might tend very much to the safety of His Majesties person and the preservation of the Kingdome.

*Ordered, That*

The Lord *Russel*, Sir *Scroop How*, and Sir *Henry Capel* do take Mr. *Mountagues* directions, and repair immediately to the place, where the said Writings are lodged, and bring the same to the House.

The Lord *Russel* acquaints the House, that in pursuance of the Order of the House, and according to Mr. *Mountagues* directions, they had brought a Box of Writings.

*Ordered,*

That the Box be opened, and that Mr. *Mountague* be present; and that he do select such Writings as he thinks may be for the service of the House, and dispose of all other writings, as he shall think fit.

Mr. *Mountague* presented a Letter to the House subscribed *Danby*, dated 17. *January* 1677, which was by Mr. *Speaker* read to the House, and is as follows, *Viz.*

London, 17th. Jan. 1677.

My Lord,

I Did by my Lord *Dunbarton*, write you at large all the Intelligence I could then give you, and there has been nothing worth the returning either your expresses with all; my Son *Dunblane* arrived here on Munday last, who delivered me your Letters, and acknowledges your very great kindneses to him, as I must do both for him and my self, who you have obliged by so many ways; your Intelligence concerning *Mounfieur Ravigny* has not been the best of your favours

favours; and hitherto his Sons steps, have been very suitable to your Information; for yesterday he came to me with Mounſieur Barillon (having given me his Fathers Letters the day before) and diſcourſt much upon the confidence his King hath of the firmneſs of ours to him, of the good opinion his Maſter hath of me, and of his Kings reſolution to condeſcend to any thing that is not infamous to him for the ſatisfaction of our King, how certainly our King may depend upon all ſorts of aſſiſtances and ſupplies from his Maſter in caſe the friendſhip be preſerved, and in ſhort went ſo far as to ſeem deſirous to have me underſtand (although he could not directly ſay it, that his Maſter might be brought to part with Valliencas and Conde, but never with Turnoy; and the main of their drift was to engage me to prevail with the King to prevail with the Prince of Orange as to that Town, and preſt the matter upon me, as a thing wherein they thought I had an Intereſt of my own with the Prince of Orange, ſufficient to perſwade him to put an end to the War, by that means.

I answered them (as is moſt true) that there is nothing, I am ſo deſirous of as the Peace, but I thought things were gone ſo far, as it was only in their Maſters Power to prevent the War, and that I could not contribute to any poſſible Expedient to that end: but that they muſt apply themſelves to the King himſelf, and when it came to my part, I ſhould be found to contradict nothing which might be equal for preſervation, of the friendſhip betwixt the two Kings; from me they went immediately to the King, who tells me their diſcourſe was the ſame they had held with me, and at laſt, he deſired that whatever Expedient they had to propoſe to him, might be put in writing for him to conſider, and thus it ſtands at this time. As to the Officers you mention, who the King aſſures himſelf to be) he has taken further time to reſolve of his Answer, and as to our main points of Peace  
and



and War, it will certainly depend upon the King of France, his consenting to the first propositions, our King being engaged to oppose any party that shall refuse them, nor will the time for that consideration be much longer, since it will be impossible, but the King must come to some Declaration of his mind to the Parliament when it meets; that which makes the hopes of Peace yet less probable, is that the Duke grows every day less inclined to it, and has created a greater indifferency in the King, then I could have imagined, which being added to the French Kings resolution not to part with Turnay, do, I confess, make me despair of any accommodation: Nevertheless, I am assured that one principal cause of the adjournment for thirteen dayes has been to see if any expedient for the peace could have been found in that time, and the effect of the Adjournment hath hitherto been, that no body will now believe other then that the Peace, is already concluded betwixt Us and France, I am

My Lord,

Your Excellencies most humble,  
and most obedient Servant.

DANBY.

Mr. Mountague delivered in another Letter subscribed Danby, and Dated from London the 25th. of March 1678. which was by Mr. Speaker, likewise read to the House: And is as follows.

My Lord,

Since my writing to you by Mr. Erisbon, the resolutions have been altered, as to the sending you Instructions as yet for the proposing any thing to the French King, the particulars which will be consented to, on the part of the Confederates (and of which there is a Copy)

will

will be communicated to you, by Mr. Secretary Coven-  
try) but you will have no other directions from him a-  
bout them, but onely thereby to be enabled to find the  
pulse of that King or his Ministers at least against the  
time that you shall receive orders, to make the proposals  
to him; that you may know from whence the nicety of  
this affair proceeds, it is necessary to inform you, that  
for fear of its being ill resented by the Parliament here,  
the King will not make any proposals at all of Peace,  
unless he shall be prest to it by the Confederates, and  
although by Mr. Godolphin, he is sufficiently informed  
that they desire the Peace upon the terms sent you by the  
Secretary: Yet not having received that desire formerly,  
the Counsel will not advise His Majesty, to let His Am-  
bassadour propose that which he is not formally impow-  
ered to make good, and so by staying by that formal power  
which by Letter His Majesty is sufficiently authorized to  
propose, the time will be lost of effecting the Peace, if at  
all it can be had; to supply this defect therefore, and  
to prevent the Kings sending again into Holland, before  
we know the mind of France, I am commanded by His  
Majesty to let you know, that you are to make the pro-  
positions inclosed to the King of France, and to tell  
him, that the King will undertake for seeing them made  
good on the part of Spain and Holland, in case they  
shall be accepted by him, and their Answer you must  
write the same thing to the Secretary by way onely  
of having felt the Kings pulse, which you must do to  
the King as a full Answer from the King of France  
and such a one as His Majesty may depend upon, what-  
ever that shall be, for the more dextrous management of  
this matter, the King is advised to shew these Propositi-  
ons to Mounseieur Barillon, but not to give him a Copy,  
so that by the strength of memory, it is expected he shall  
write to his Master, and by that means are we to hope  
for an answer of this vast Importance, and consequently,

O

you

you may imagine what a satisfaction we are like to reap from it when it comes; I doubt not but by our conduct, it will be brought to a speedy issue, which is of as great importance as the thing it self, there being no condition worse for His Majesty then His standing unresolved betwixt Peace and War: I find by Mounsieur Barillon, that 'tis like some places, which are Dependencies upon greater Towns may be demanded by the King of France, but if he intend the Peace (which you will do very well to know his mind fully in it) you may justly say you hope will neither stand upon single place; though a fortified one, nor upon any place unfortified, which is dependent upon those which are to be restored to Spain, and if any thing should be moved about Scicily, to remain in the French hands, until the Peace of Sweden be concluded, you are onely to say you are not Impowred to say any thing upon it. And you are confident the King has done all he could to get the utmost conditions they would consent to; only you are to say that the King has sent again about conditions, not being well satisfied that they have not left it in his Power to give or refuse as he should have found convenient, and hopes still for some good Answer; in case the conditions of the Peace shall be accepted, the King expects to have six Millions of Livres yearly for three years from the time that this Agreement shall be signed betwixt His Majesty and the King of France, because it will be two or three years before he can hope to find His Parliament in an humour to give him supplies after the having made any Peace with France, and the Ambassadour here has agreed to that sum, but not for so long a time; if you find the Peace will not be accepted, you are not to motion the money at all, and all possible care must be taken to have this whole Negotiation, as private as is possible, for fear of giving offence at home, where for the most part, we hear it ten days after any thing that is communicated to the French Mini-

Ministers : I must again repeat to you, that whatever you write upon this subject to the Secretary ( to whom you must not mention a fillable of the money ) you must say only as a thing you beleive they will consent to, if you had power formally to make those demands ; pray inform your self to the bottom of what is to be expected from France, and assure them that you believe this will be the last time that you shall receive any proposition of Peace, if this be rejected, as indeed I believe it will ; so that you may take your own measure , as well as the Kings upon it, I am

Your Excellencies most faithful  
and most obedient Servant.

DANBY.

The Question being propounded, that there is sufficient matter of Impeachment against my Lord Treasurer, it was resolved in the Affirmative.

Ordered,

That a Committee be appointed to prepare and draw up Articles against the said Lord Treasurer : And it is referred to,

Lord Cavendish.

Mr. Solliciter General.

Mr. Saeheveril.

Coll. Titus.

Mr. Williams.

Sir Eliab Harvey.

Sir Thomas Clergis.

Mr. Harbord.

Mr. Vaughan.

Sir John Trevor.

Mr. Hampden.

Sir Robert Sawyer.

Sir Edward Deering.

Sir Thomas Lee.

Mr. Mauntague.

Sir William Coventry.

Sir Thomas Meeres.

Sir Nich. Carew.

Mr. Bennet.

Serjeant Maynard.

Mr. Powle.

Sir Thomas Littleton.

Or any five of them, and they are impowered to send for Persons, Papers and Records, and to receive



any further Information or Evidence, and it is particularly recommended to the care of the Lord Cavendish and Mr. Williams, and that the Letters now read be delivered to their hands, and that they do produce the same to morrow morning to be entred in the Journal.

*Resolved,*

That Mr. Speaker shall not at any time adjourn the House without a Question first put, if it be insisted upon.

*Resolved,*

That this Resolution be entred into the Journal as a standing Order of the House.

*And then the House adjourned till to morrow morning eight of the clock.*

Veneris 20<sup>o</sup> die Decembris, 1678.

**A**N Engross Bill sent from the Lords, Entituled, *An Act for the effectual preventing the sending, or going of the Children of Popish Recusants into parts beyond the Seas out of the Kings obedience* was read the second time.

*Resolved,*

That the Bill be committed to the Committee, to whom the three Bills against Popery stand committed.

The Lord Cavendish acquaints the House, That His Majesty had been attended this morning with the Vote of this House relating to the information against Mr. Mountague, and that His Majesty was pleased to return Answer, *That He did intend to communicate to this House the matter of the Information against Mr. Mountague, and will do it when he thinks convenient.*

Mr.

Mr. Speaker acquaints the House, that he had received a Letter from the Lord Treasure, which he read to the House, whereby it was intimated, that he had sent two Letters inclosed, written by Mr. Mountague, which he conceived to be for the use of the House, and which Letters were by Mr. Speaker read to the House.

*And then the House adjourned till to morrow morning eight of the clock.*

**Sabbatis 21<sup>o</sup> die Decembris, 1678.**

*Ordered,*

**T**hat Mr. Speaker do issue out his Warrant to the Clerk of the Crown to make out a new Writ, for electing a Burgeſs to ſerve in this preſent Parliament, for the Borough of *Yarmouth* in the County of *Southampton* in the Room of *Richard Lucy, Eſq;* deceased.

A Meſſage from the Lords by *Sir Andrew Hacket,* and *Sir John Francklin.*

Mr, Speaker.

The Lords have commanded us to attend you, with the Bill, Entituled, *An Act for granting a Supply to His Maſteſty of 206462 l. 17 s. 3 d. for the eſſential paying off and diſbanding the forces raiſed and brought over from foreign parts into this Kingdom ſince the 29 of September, 1677. with ſeveral amendments:* To which they deſire the Concurrence of this Houſe.

The Houſe then proceeded to the conſideration of the ſaid Amendments.

The firſt and ſecond Amendments being read a ſecond time, and the Queſtion being ſeverally put for agreeing with the Lords in the ſaid Amendments;

It passed in the Negative.  
The third Amendment being read a second time, was upon the Question agreed to.

The rest of the Amendments to the six and twentieth line in the sixteenth skin; being read a second time, and the Question being severally put for agreeing with the Lords in the said Amendments. It passed in the Negative.

*Ordered,*

That a Committee be appointed to prepare and draw up Reasons to be offered at a Conference to be had with the Lords, why this House cannot agree with the Lords in several Amendments made by the Lords to the Bill for granting a Supply to His Majesty for paying off and disbanding the Forces: and it is referred to.

*Sir William Coventry.*

*Mr. Solicitor General.*

*Sir Thomas Lee.*

*Sir Thomas Littleton.*

*Sir Eliab. Harvey.*

*Sir John Trevor.*

*Mr. Vaughan.*

*Sir Richard Temple.*

Or any five of them.

*Mr. Williams* reports from the Committee appointed to draw up Articles of Impeachment against the Lord Treasurer, That the Committee had agreed upon several Articles, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was read, and is as follows.

*ARTICLES of Impeachment of High Treason, and other High Crimes Misdemeanours and Offences, against Thomas Earl of Danby Lord High Treasurer of England.*

I. That he hath Trayterously encroached to himself Regal power by treating in matters of Peace and War

War with Foreign Princes and Embassadors, and giving Instructions to his Majesties Embassadors abroad without communicating the same to the Secretaries of State and the rest of His Majesties Council against the expresse Declaration of His Majesty and his Parliament, thereby intending to defeat and overthrow the propositions which had been deliberately made by His Majesty and his Parliament for the safety and preservation of His Majesties Kingdomes and Dominions.

II. That he hath Trayterously endeavoured to subvert the antient and well establisht form of Government; and instead thereof to introduce an Arbitrary and Tirannical way of Government; and the better to effect this his purpose, he did design the raising of an Army upon pretence of a War against the French King, and then to continue the same as a standing Army within this Kingdome; and an Army being so raised and no War ensueing, an Act of Parliament having past to pay off and disband the same, and a great sum of Money being granted for that end, he did continue this Army contrary to the said Act and misemployed the Mony given for disbanding, to the continuance thereof, and issued out of His Majesties Revenue divers great sums of Money for that purpose, and willfully neglected to take security from the Paymasters of the Army, as the said Act required, whereby the said Law is eluded and the Army still continued to the great danger and unnecessary charge of his Majesty and the whole Kingdome.

III. That he Trayterously intending to alienate the hearts and affections of His Majesties good subjects from his Royal person and Government, and to hinder the meeting of Parliaments, and to deprive His Majesty of their safe and wholesome Counsels and



thereby to alter the constitution of the Government of this Kingdome, did propose and negotiate a Peace for the *French* King upon terms disadvantageous to the Interest of His Majesty and his Kingdomes, for the doing whereof he did intend to procure a great sum of Money from the French King for enabling him to maintaine his Trayterous designs on purpose to the hazard of His Majesties person and the Government.

I V. That he is Popishly affected, and hath Trayterously concealed after he had notice of the late horrid Plot or Conspiracy contrived by the Papists against his Majesties person and Government and hath suppressed the Evidence and reproachfully discountenanced the Kings Witnesses in the discovery of it in favour of Popery, immediately tending to the destruction of the Kings Sacred Person and Subversion of the Protestant Religion.

V. That he hath wasted the Kings Treasure by issuing out of his Majesties Exchequer and several branches of his Revenue divers great sums of Money for unnecessary Pensions and secret services to the value of  $231502l.$  within two years, and thus he hath wholly diverted out of the known method and Government of the Exchequer one whole Branch of His Majesties Revenue to private uses without any account to be made thereof in the Exchequer contrary to the express Act of Parliament which granted the same and he hath removed two of his Majesties Commissioners of that part of the Revenue for refusing to consent to such his unwarrantable actings and to advance Money upon that part of the Revenue for private uses.

V I. That he hath by indirect means procured from His Majesty, for himself divers considerable Gifts and Grants

Grants of Inheritance of the antient Revenue of the Crown even contrary to Acts of Parliaments.

The first Article being read a second time the Question being put that the Articles of Impeachment against the Lord Treasurer be recommitted.

Tellers. { Mr. *Collingwood.* } for the yeas, 137.  
              { Mr. *Cha. Bertie.* }

Tellers. { Collonel *Birch.* } for the Noes, 179.  
              { Sir *Tho. Clergis.* }

And so it passed in the Negative.

The Question being put that the word, *Trayterously* be left out of the first Article.

It passed in the Negative.

*Resolved,*

That the Lord Treasurer be impeached upon the said Article.

The Question being put that the House do now adjourne.

It passed in the Negative.

The second Article being read a second time.

*Resolved,*

That the Lord Treasurer be impeached upon the said Article.

The third Article being read a second time.

*Resolved,*

That the Lord Treasurer be impeached upon this Article.

The fourth Article being read a second time.

The Question being put that the Lord Treasurer be impeached upon this Article.

The House divided,

The Noes go forth.

Tellers { Mr. *Seymour.* } for the Noes, 119.  
              { Mr. *Windham.* }

Tellers

Tellers. { Mr. *Ashley*. } for the yeas, 143.  
 { Mr. *Wharton*. }

And so it was resolved in the  
 Affirmative.

The fifth Article being read a second time:

*Resolved,*

That the Lord Treasurer be impeached upon this  
 Article.

The sixth Article being read a second time.

*Resolved.*

That the Lord Treasurer be impeached upon this  
 Article.

*Ordered,*

That the Articles of impeachment against the  
 Lord Treasurer be engrossed, and that a Clause of saving  
 liberty to exhibite any Articles hereafter against  
 him, and that he may be Sequestered from Parliament  
 and committed to safe custody be prepared, and that  
 Sir Henry Capel do carry up the Articles to the  
 Lords on Munday next.

*And then the House adjourned till to morrow  
 morning eight of the Clock.*

*Lunæ 23<sup>o</sup> die Decembris, 1678.*

**M**R. Chancellor of the Exchequer acquaints the  
 House that His Majesty having received an  
 Address of this House desiring his Majesty to inform  
 the House whether the information against Mr. *Moun-  
 tague* was taken upon Oath, and of what nature the  
 offence was that was complained of, his Majesty had  
 commanded him to present several Letters to the  
 House

House for their Information, which Letters were by Mr. Speaker read to the House.

A Clause of saving liberty to the House of exhibiting any further Articles against the Lord Treasurer prepared by order of the House was twice read, and with an Amendment made at the Table upon the Question agreed, and is as follows.

For which matters and things the Knights Citizens and Burgeses of the House Commons in Parliament assembled do in the name of themselves and of all the Commons of England impeach the said *Thomas* Earl of *Danby* of High Treason and other high Crimes and offences in the said Articles conteyned; and the said Commons by protestation saving to themselves the liberty of exhibiting at any time hereafter any other accusation or impeachment against the said Earl and also of replying to the answers, which the said *Thomas* Earl of *Danby* shall make to the premises or any of them, or any impeachment or accusation that shall be by them exhibited (as the cause according to the course and proceedings of Parliament shall require) do pray that the said *Thomas* Earl of *Danby* may be put to answer all and every the premisses, that such proceedings Examinations Tryals and Judgements may be upon them and every of them had and used as shall be agreeable to Law and Justice, and that he may be sequestred from Parliament and forthwith committed to safe custody.

Ordered,

That the said Clause be engrossed with the Articles.

Ordered,

That the Lord *Cavendish* M. *Peregrine Bertie* Mr. *Williams* Mr. *Zachary* Mr. *Vaughan* Sir *Cha. Wheeler* Sir *Henry Goodrick* Sir *John Ernly* or any two of them do immediately withdraw and examine the engrossed



engross Articles against the Lord Treasurer with the Paper draught.

Mr. *Williams* acquaints the House that the persons appointed had examined the engrossment of the Articles against the Lord Treasurer, and that it did agree with the Paper draught.

*Resolved,*

That an Address be made to his Majesty humbly to desire His Majesty to have a great regard to the safety and preservation of His Person.

Mr. *Powle* reports from the Committee appointed to draw up reasons to be offered at a Conference to be had with the Lords why this House does not agree to several Amendments made by the Lords to the Bill for granting a supply to His Majesty for the effectual paying off and disbanding the Forces that have been raised since 29. September 1677.

That the Committee had agreed to several reasons which he read in his place as followeth.

## REASONS.

That the Appointment of the Receiver General by His Majesty being made by their Lordships in reference to the payment of the money into the Exchequer the Commons disagreeing with their Lordships in that Amendment the reason of that appointment ceaseth.

That if there should be any defect or delay in the Nomination of a Receiver General the whole business of disbanding might be disappointed or deferred.

That the Commons having the last Sessions granted a sum of Money for disbanding the Army and intrusted it in the Exchequer the Money had been

been issued for continuance of the Army without ever disbanding any one Man as far as they can understand, and the Commons cannot think it safe to trust the Money into the Exchequer again it remaining in the managery of the same Persons.

That the Commons having disposed of the Money into the Chamber of *London* the better to secure it from being misemployed, your Lordships have not at any time heretofore altered or changed any such disposition made in a supply granted by the Commons.

That the Commons do not see any occasion for the addition of these words in this place, because it is sufficiently provided for in the general Clause in another part of the Bill, and if they were necessary here, they ought likewise to be added in several other places.

That Collonel *Birch* had a Commission under the King to be Collonel, and had the actual command of a Regiment till they were disbanded, and it is usual to give any man that hath had such a command, the Title of Collonel ever after, and your Lordships have done the same before to Collonel *Whitley*.

That the Commons conceiving it necessary for the Peace and Safety of the Kingdome, that the Army should be immediately disbanded, have thought fit to prevent all waies that have been or may be used to continue it, and have therefore enumerated all those particular wayes, by which some former *Acts* have been Evaded, that thereby they might be declared to be within the Penalties of this present Act.

That it being so highly necessary for the Peace  
of

of the Kingdome, that these Souldiers shall immediately disperse after their disbanding, it is requisite to expresse the Penalty which they should incur in case of disobedience, and the Commons do not think the Penalty of Felony too great, since if they should continue together in great numbers, it might be the occasion of many Murthers and Felonies.

That the Commons think fit to continue the Preamble of the Clause of Indempnity, because it contains the reasons which induced the Commons to insert it into the Bill.

That this being An Act for more effectual disbanding the Army, the Commons do limit the Indempnity to the Officers and Souldiers being the persons that were to be disbanded, that thereby they might be the more encouraged to disperse, when they were satisfied, they might return home with safety, and the Commons conceive it neither necessary nor convenient to extend it any further.

The Commons having restrained the Indempnity to the Officers and Souldiers, only, they conceive this alteration to be unnecessary.

That the Commons do not think fit to extend the Indempnity to any person Listed and Mustered since the first of November last, because they see no occasion, why any such persons should be taken into the Army, unless it were to increase the charge, or for some other ill purpose.

*Ordered,*

That the Committee of secrecie, or any three of them do repair to the Prison, and take the examination of Mr. Praunce, touching the Plot and the murder of Sir Edmundbury Godfrey.

*And*

*And then the House adjourned till four  
of the Clock in the afternoon.*

*Post Meridiem.*

*Ordered,*

That a Conference be desired with the Lords upon the Amendments by them, made to the Bill for granting a supply to His Majesty for the effectual paying off and disbanding the Forces raised since 29. Sept. 1677.

Sir Henry Capel acquaints the House that he had attended the Lords with the Articles of Impeachment against the Lord Treasurer, and delivered the same into the hands of the Lord Chancellor.

*Ordered,*

That the Committee of Secresie, appointed to examine Mr. Praunce, do impart to the Prisoners in Newgate the Contents of His Majesties Proclamation in relation to the discovery of the Plot against His Majesties person and Government.

*And then the House adjourned till to morrow  
morning eight of the Clock.*

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*Jovis 26<sup>o</sup> die Decembris, 1678.*

SIR John Trevor reports from the Committee of Secresie appointed to examine Mr. Praunce, that the Committee had taken his Examination, the particulars whereof he reported to the House.

*Ordered,*

That the Recorder of the City of London do attend



tend this House to morrow, to give an Accompt why he do's not issue out Warrants, for Executing the three persons that were lately condemned for high Treason.

*Ordered*

That the Queens Vice-Chamberlain, and such Members of this House as are Officers of the Green Cloth, do return a List of the Names of all such Papists or reputed Papists, as are resident in His Majesties Palaces at *Whitehal*, *Somerset House*, and *St. James*.

*And then the House adjourned till to morrow morning eight of the Clock.*

*Veneris 27<sup>o</sup> die Decembris, 1678.*

**A** Petition of *Mr. Io. Barron* was read, setting forth that he had served His Majesty in the late unhappy Wars both at home and abroad, and at His Majesties restauration in recompence of his said service, had a Patent granted for his Life to be Receiver for the County of *Derby*, *Stafford*, *Lancaster*, and several other Northern Counties, of that part of His Majesties Revenue arising out of the Penalties and forfeitures, of the Estates of Popish Recusants, and the Petitioners taking notice of a Bill now under consideration, which he conceives may in a great measure prejudice his Interest as to the said Patent, and therefore Prays that his Petition may be taken into consideration.

*Mr. Recorder* of the City of *London*, being called in to the Bar of the House, did acquaint the House that on the next day after the Prisoners were condemned at the Old *Baily*, he observed the same method

thod his Predecessors had done before him, and attended His Majesty to know His Pleasure in relation to the Execution of them, and that His Majesty was pleased to make this Answer, that he would consider of it, and suspend Execution for some time.

A debate arising in the House whether Mr. Recorder of the City of London hath done his duty in deferring Execution upon the three persons lately condemned at the Old Baily for High Treason.

The Question being put that the debate be adjourned till Munday morning next.

The House divide,

The yeas go forth.

Tellers.	{ Mr. Roberts.	} for the yeas, 184.
	{ Mr. West.	

Tellers.	{ Sir Jo. Knight.	} for the Noes, 112.
	{ Mr. Ayloffe.	

And so it was carried in the Affirmative.

*And then the House adjourned till to morrow morning eight of the Clock.*

Sabbatis 28<sup>o</sup> die Decembris, 1678.

*Ordered,*

**T**Hat if any Papers be found in the Jesuits Bags of Papers that may be useful to the Committee of Secresie for preparing Impeachments against the five Lords, they be transmitted to the said Committee.

*Resolved, &c.*

That an humble Address be made to His Majesty to desire His Majesty that a speciall Commission of *Oyer and Terminer* may forthwith be issued for trying the persons now in Prison for the murder of *Sir Edmundbury Godfrey*.

Mr. Chancellor of the Exchequer acquaints the House, that His Majesty was pleased to return Answer, that it should be immediately done.

A message from the Lords by *Sir Miles Cook* and *Sir John Franklyn*.

*Mr. Speaker,*

The Lords desire a present Conference with this House in the painted Chamber upon the subject matter of the last Conference concerning the Bill for disbanded the Army.

*Resolved,*

That this House doth agree to meet the Lords at a present Conference.

*Resolved,*

That the Members who did manage the last Conference, do attend and manage this, which they accordingly did.

Mr. *Powle* reports that they had attended the Conference, which was managed by the Lord Privy Seal, and that what he did, is as follows.

This Conference, which is desired with the House of Commons is founded principally upon three points.

1. That of the Receiver General.
2. That of the place for Lodging the money.
3. That for Indemnifying the breach of the former Act, and the Penalties of offending against this.

First. That the appointment of the Receiver General being made an Amendment for their Lordships in reference to the payment of the Money granted by this Bill into the Exchequer their Lordships insisted upon their Amendment, because the Money is to be paid into the Exchequer.

Secondly. That we conceive the most expeditious and surest way for Nomination of a Receiver is to leave it to His Majesty, who as he is indisputably of the highest trust, so he is most concerned for himself and People that the Army should be speedily and effectually disbanded.

That we conceive it tends more to certainty and expedition to leave His Majesty to make use of such Officers as are now in being, then to be to seek new Officers when the Act should be Executed.

The reasons of our insisting to have the Money paid into the Exchequer is.

1. Because the Court of Exchequer is an antient Court establisht both by Commonn Law and Statute for all receipts of His Majesties Money and managing matters relateing to his Revenue.

2. That finding it inconvenient and greivous to the subject that His Majesties Revenue of all sort should not come into the Exchequer, divers Lawes have been made to enforce the payment of all Money there.

3. That no way of justice for injured subjects in this Tax is provided by the Act, if it should be paid into the Chamber of London, where by law every subject injured concerning his payments is to have remedy before the Barons.

4. That It is a jealousy their Lordships cannot entertain of any Persons to be employed in the



work of disbanding, that the Money should be misemployed, it being enacted under so great penalty for Transgressors and to be disposed by Commissioners appointed by the House of Commons.

5. That we find by the Act no sufficient security for the Money that shall be paid into the Chamber of *London*, nor any remedy left for the subject but an Action of debt against the Chamberlain in case of his breach of trust.

That whereas the Army was continued in pay after the payment made for disbanding, we do not find the fault was in the Exchequer which did regularly give their orders according to the Act; But the necessity of affairs required it, as His Majesty signified to both Houses at the opening of this Session.

The Army was continued which induced the Commons to propose an indempnity to all such as have since continued in Armes; and this is not only a reason for our Amendment, but an answer to the first reason of the House of Commons upon this point.

The first part of the second reason is answered in our former reasons, as for the latter part that the Lords have not altered any such dispositions made in a supply granted by the Commons, wherein the Lords cannot charge their memories, yet their Lordships do herein but clame the exercise of that right they have to make alteration according to their judgement.

That the matter being agreed on by them, It rests on them to satisfy us where that general Clause is, to which they referr the want of the knowledge, whereof is the reason we do not agree with them, That we may consider whether

whether It doth the intended work effectually.

To the reason concerning Collonel *Birch* the Lords agree.

The Lords insist upon their Amendments against the following reasons offered by the Commons, because they conceive the effectual disbanding the Army is secured as they have amended the Bill, and because to have past the Bill in this particular as the Commons sent it up would have invaded the Kings declared Power and Authority to have raised or employed his Army upon any other emergency, and disabled him from filling up the standing Troops and Companies of his Guard, or furnished his Islands out of any of those men after they are disbanded, which is likewise a main reason why the Lords could not consent to make the penalty of Felony so extensive as to reach any so employed.

And we do insist for leaving out the Preamble to the Clause of indemnity, because of the necessities there was for the Armies continuance, which we have mentioned in a former reason, and for the same reason We insist upon the word (such) depending upon that Amendment of their Lordships and so upon the following Amendment depending upon the Clause.

That concerning the indemnity being limited by the Commons to Officers and Souldiers the Lords thought fit to enlarge it to all other persons; It being a worke of mercy, and no officer impeached or questioned for breach of the former Act, and for the same reason they insist upon the two last Amendments.

The Amendments being read and the Question

on being severally put for agreeing to them,  
It passed in the Negative.

*Resolved, &c.*

That the Members who managed the Conference do withdraw and consider of Reasons to be offered at a free Conference to be had with the Lords upon the subject matter of the last Conference, why this House have disagreed with the Lords in several of their Amendments to the Bill for disbanding the Army.

*Resolved,*

That a Message be sent to the Lords to acquaint them, that this House intends to sit this afternoon, and to desire their Lordships to do the like, and that Mr. Bennet do go up with the Message.

*Resolved,*

That the Committee appointed to prepare and draw up Articles against the Lords, do inspect the Journals and consider of the precedents touching proceeding upon Impeachments, and report the same with their opinions to the House.

*And then the House adjourned till three of the Clock in the afternoon.*

### *Post Meridtem.*

*Resolved, &c.*

That Mr. *Wharton* do go up to the Lords, and desire a free Conference upon the subject matter of the last Conference.

Mr. *Wharton* acquaints the House that the Lords have agreed to a present Conference in the Painted Chamber, upon the subject matter of the last Conference.

*Ordered,*

*Ordered,*

That the Members, who managed the last Conference, do attend and manage the free Conference, which they accordingly did.

*And then the House adjourned till Monday morning eight of the Clock.*

---

*Lunæ 30<sup>o</sup> die Decembris, 1678.*

**A** Message from the King by Sir Edward Carteret, Usher of the Black Rod.

*Mr. Speaker.*

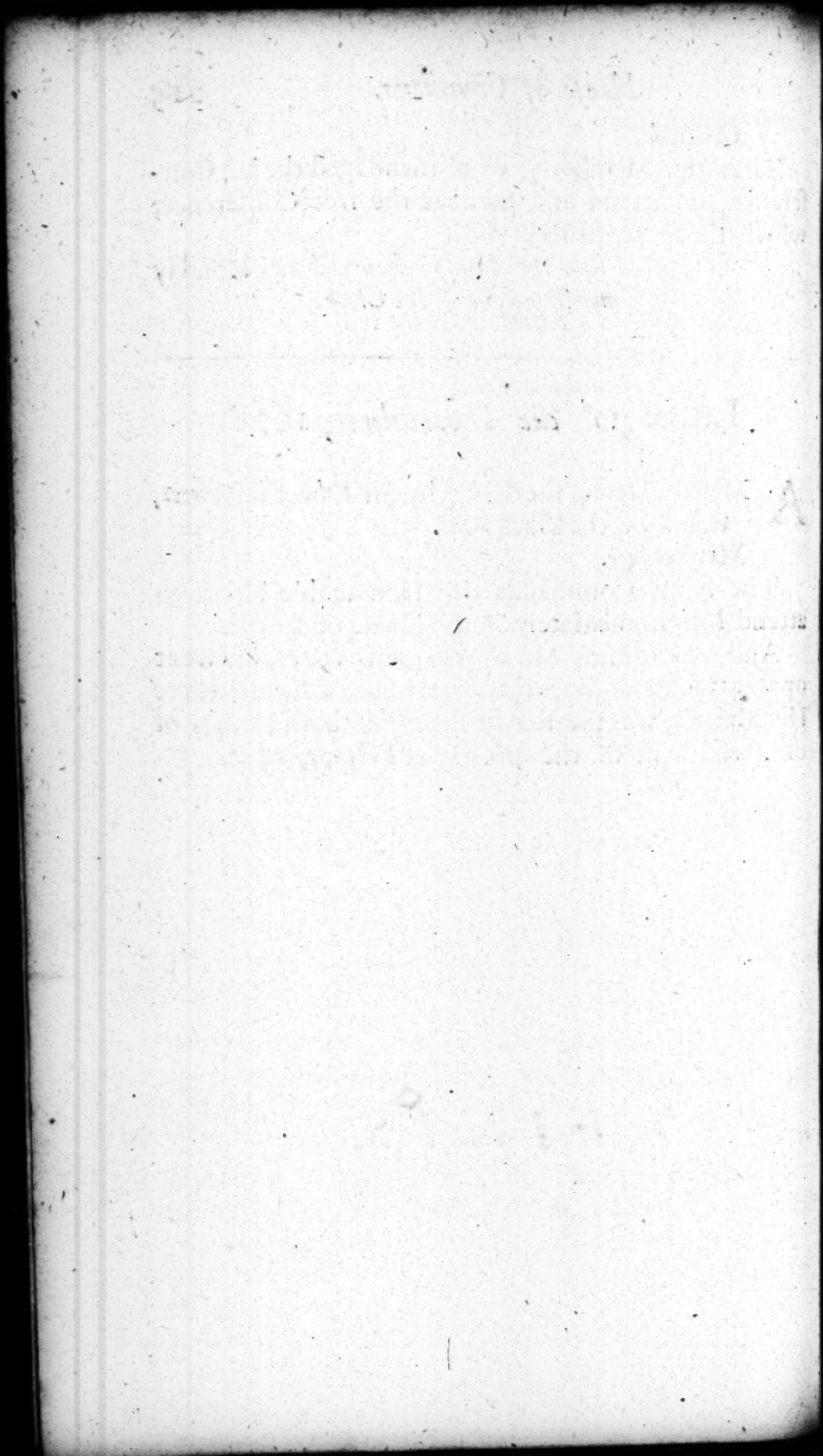
The King Commands this Honourable House to attend him immediately in the House of Lords.

And accordingly Mr. *Speaker*, with the House went up to attend His Majesty in the House of Lords, where His Majesty was pleased to Prorogue both Houses of Parliament to the 4<sup>th</sup>. day of *February* next.

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*FINIS.*









A  
True COPY  
OF THE  
JOURNAL-BOOK  
Of the LAST  
Parliament,

BEGUN

At *Westminster* the sixth day of *March* 167<sup>9</sup>.  
Containing the Transactions from the first  
Day of their Sitting, to the Day of their Proroga-  
tion and Dissolution. Wherein is comprised  
A fuller and further Discovery of the

Popish Plot.

WITH

Several other Remarkable Passages, which  
with the Preceeding JOURNAL, lately  
Printed, declares the History of that  
Horrid Conspiracy.

---

L O N D O N,  
Printed in the Year MDCLXXX.



THE CITY

OF

NEW YORK

AND

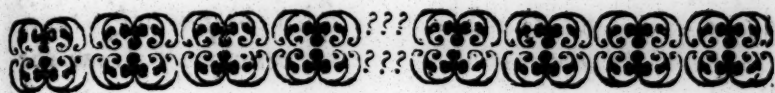
THE STATE

OF NEW YORK

AND

THE CITY

OF NEW YORK



The  
Preface  
To the  
READER.

**T**HE former Journal of the honourable House of Commons, lately published, found so good a Reception amongst persons of Quality, that it hath given encouragement to the second to appear in Print. The purchase of so many written Coppies as have been dispers'd at so great rates (notwithstanding the many imperfections they are fraught withal) demonstrates sufficiently, the vallue curious people sets upon them; how much more acceptable therefore must they needs be, when purged from their Errors, and brought down to such a reasonable price, as to afford Gentlemen the benefit of them in their Libraries, without any great Tax upon their Purses. The other Volumn gave the first light of the Discovery of the Popish PLOT; which is made more manifest in this same:

## The Preface.

For here the Curtain is drawn open, the Scenes plainly appear, the Actors are brought upon the publick Stage, the fair Masque of Religion is pluckt off from the Fowl Face of Treason, which appears in its own dismal hue, so ugly, as to make all conscientious Men, of what profession soever to start at the horrid sight of it. Nay so far did they go on in the pursuite after these Sons of Darknes, as to detect the very Soul of this Contrivance, and wanted but little of doing them that Justice as would have put an End to this Infamous Tragedy; which is now left till another Season to be compleated upon those Wretched Conspirators. Besides this, here are many other extraordinary matters contained in these few sheets; to ennumerate them, were to transcribe the Journal, which being the compleat Account of a whole Session, must be of great weight to considering men. The litteral mistakes of the Press, is not (as we hope,) a Sin above the mercy of the Candid Reader. God long preserve his Sacred Majesty, and make his two Houses of Parliament Successful in all their good Counsels and Undertakings,

Farewel.

Parliamentum inceptum & tentum apud Civitatem Westmonasterij, die Jovis sexto Martij, Anno Regni Domini nostri Caroli Secundi Dei Gratia Angliæ, Scotiæ, Franciæ & Hiberniæ Regis, fidei Defensor, &c. Tricesimo primo, Annoque Domini 167<sup>8</sup>.

ON which day, being the first day of the Sessions of this Parliament, about eight of the Clock in the morning, the Right Honorable *Henry* Earl of *Arlington*, Lord Chamberlain of his Majesties Houshold; *John*, Earl of *Bridge-water*; *Henry*, Earl of *Clarendon*; *William*, Earl of *Craven*; *Francis* Viscount *Newport*, Treasurer of his Majesties Houshold, with divers other Lords, who were Deputed by the Right Noble, *James* Duke of *Ormond*, to Administer the Oaths of Allegiance and Supremacy to all persons returned as Members, before they sate in the House, came into the Inner-Court of Wards, being the place by them appointed for that pur-



purpose, and the Clerk of the Crown presenting a List of the Knights, Citizens, Burgeses and Barons Returned, to serve in this present Parliament, and the Clerk of the House of Commons attending according to the duty of his place: The said Lords did according to the power to them given, Orderly and distinctly Administer the said Oaths to all the Members who then appeared, and a List was taken of the Names of all the Members that took the said Oaths, and after the Members had seated themselves in the House of Commons; A Message was delivered from the King by Sir *Edward Carteret*, Usher of the Black Rodd, as followeth,

*Gentlemen of the House of Commons,*

*The King Commands this Honorable House to attend him immediately in the House of Lords.*

And accordingly the House went up to attend his Majesty in the House of Lords, who was pleased to make a Speech to them, and a Speech being also made to them by the Lord Chancellor, both which were formerly Printed.

THE  
JOURNAL  
OF THE  
House of COMMONS.

Jo:is Sexto Martij. 1678.

**H**IS Majesties and Lord Chancellors  
SPEECH being ended; The Mem-  
bers afterwards returned to the  
House, and having taken their Seats;  
Colonel Birch did put them in  
mind of his Majesties Command, to  
choose a Speaker, and did Nominate and Recommend  
to the House, The Right Honourable *Edward Seymour*  
Knight of the Shire, for the County of *Devon*,  
Governer of his Majesties *Navy*; one of his Majesties  
Honourable Privy Councel, and Speaker of the  
last Parliament, being a person acceptable to the  
House, and one, who for his great Integrity, Ability,  
and long Experience in the Employment, was the  
best person for so great a Trust.

And Mr. *Seymour*, being unanimously called upon  
to the Chair; was conducted thither, by Sr. *Thomas*  
Sr. *Thomas Whitmore*, and divers other Mem-  
bers;

purpose, and the Clerk of the Crown presenting a List of the Knights, Citizens, Burgeses and Barons Returned, to serve in this present Parliament, and the Clerk of the House of Commons attending according to the duty of his place : The said Lords did according to the power to them given, Orderly and distinctly Administer the said Oaths to all the Members who then appeared, and a List was taken of the Names of all the Members that took the said Oaths, and after the Members had seated themselves in the House of Commons; A Message was delivered from the King by Sir *Edward Carteret*, Usher of the Black Rod, as followeth,

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*The*

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House of COMMONS.

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Esq; Knight of the Shire, for the County of *Devon*,  
Treasurer of his Majesties *Navy*; one of his Majesties  
most Honourable Privy Council, and Speaker of the  
former Parliament, being a person acceptable to the  
King, and one, who for his great Integrity, Ability,  
and long Experience in the Imploymēt, was the  
fittest person for so great a Trust.

And Mr. *Seymour*, being unanimously called upon  
to the Chair, was conducted thither, by Sr. *Thomas*  
*Whitmore*, and divers other Mem-  
bers,



bers, and being there placed, made a Gratulatory Speech to the House, for their great kindness and affection towards him, in their Unanimous choice of him; but desired the House, that they would proceed to a new Election, for that the long sittings of the late Parliament, had so impaired him in his health that he doubted he should not be so well apt to undergo the Service of the House, as would be expected from him: But the House not admitting of any Excuse from him, confirmed their Choice; whereupon he desired leave, that he might interceed with his Majesty that he would be pleased to discharge him of this Duty.

The Mace was brought in and placed under the Table, and the House being made acquainted, that the King had appointed three of the clock, to morrow in the afternoon for them to present their Speaker.

Adjourned till to morrow two of the Clock in the Afternoon.

---

*Veneris 7. die Marcij. 1678.*

THE House being met; and Mr. Speaker Elect having taken the Chair.

A Message was delivered from the King, by *Edward Carteret*, Usher of the *Black Rod*, as follows.

Gentlemen of the House of Commons.

*The King Commands this Honourable House, to attend him, immediately in the House of Lords.*

And accordingly they went up with the Speaker Elect.

And his Majesty not approving, the Choice made

The House of their Speaker, commanded the House  
to return; and to proceed to the Election of a new  
Speaker, and to present him to morrow at eleven of  
the clock.

And the Members being returned and seated in the  
House.

A motion being made that the House should Adjourn  
till to morrow morning.

And that in the mean time, the Members would  
be Presidents and consider, what proceedings were  
to be had herein.

The House upon a Question put by the Clerk.

Adjourned till to morrow  
morning, nine of the clock.

---

*Sabbati 8 die Marcij. 1678.*

THE House being sate, and taking into considera-  
tion, the matters relating to the Speaker:

Resolved, *nemine contradicente.*

That an humble Application be made to his Ma-  
jesty, to acquaint his Majesty, that the matter yester-  
day delivered by my Lord Chancellor, relating to the  
Speaker, is of so great importance, that this House  
not immediately come to a resolution therein, and  
therefore, humbly to desire his Majesty, that he will  
graciously be pleased, to grant some further time for  
the House to take the matter into Consideration,  
that

*Chancel. of the Dutchy, The Lord Cavendish,*  
*the Lord Russel, And Sir Henry Capel.*

attend his Majesty with the Vote.

The Lord Russel acquaints the House, that the per-  
son appointed, had attended his Majesty, who was

sitting in Councel, and that his Majesty, so soon he was made acquainted that they were to wait upon him, from this House, immediately came forth to them, and recieved them with great chearfulness and kindness, and having delivered their Message, his Majesty went in again, to the Councel Chamber, and being come out again, was pleased to return an Answer by word of Mouth; and that they had, to prevent mistakes, put the same into Writing, which was as followeth.

*Gentlemen,*

*I have Considered of your Message, and do comitt it to a further time, which I appoint to be on Tuesday next, unless you shall find some Expedient in the meantime, for as I would not have my Prerogative invaded upon, so I would not do any thing against the Priviledges of this House.*

Ordered that

Mr. Sacheverel,  
Sir Thomas Lee,  
Mr. Powle,  
Mr. Vaughan,

Mr. Hamden,  
Mr. Williams,  
Mr. Reynell

or any three of them appointed, to inspect the Journal of the House of Lords, and see what entries are made, of the Answer, yesterday to this House, upon presenting the Speaker, and Report the same to the House on Monday morning.

And then the House upon the Question put by the Clerk,

Adjourned till Monday morning  
nine of the Clock.

*Lune 10, die Marcij 1678.*

MR Thomas Lee Reports, that the Persons appointed to Inspect the Journal of the House of Lords, see what Entries were there made of the Kings Answer, to this House, upon presenting of the Speaker. That they repaired to the Clerk of the House of Lords, who told them, that he had drawn up some Minutes, but had made no Entry, and that the Minutes were delivered to the Lord Chancellor, and that he knew not when they would be returned.

The House then taking into Consideration, the matter relating to a Speaker.

*Resolved, &c.*

That there be an humble Representation drawn up, to be presented to his Majesty, in the matter relating to the Speaker, and that

Mr. Sacheverel,  
Mr. Maynard,  
Mr. Vaughan,  
Mr. Thomas Lee,  
Mr. Henry Capel,  
Mr. Clerk of the Rolls,  
Mr. Hamden,

Mr. Williams,  
Mr. John Trenchard.  
Mr. Powle,  
Sir Robert Carr,  
Mr. Swinfen,  
Mr. Garraway,  
Sir Thomas Clargis.

Or any five of them, be appointed to draw up the

And then the House, upon the Question put by the

Adjourned till to morrow morning eight of the Clock.



*The Journal of the*

*Martij 11 die Martij 1678.*

**M**R. Powle Reports that the persons appointed draw up the humble Representation, to be presented to his Majesty, in the matter relating to the Speaker, had drawn the same up, which he read in his place, and afterwards delivered the same in at the Council Table, where the same was again read, and upon Question agreed, and is as followeth.

*WE E your Majesties most Dutiful and Loyal Subjects, The Commons in this present Parliament Assembled, do with all Obedience, return your Majesty, humble and hearty thanks, for the favourable Representation, and gracious Answer, your Majesty was pleased not only to allow us a longer time to deliberate, of which was delivered to us by the Lord Chancellor, relating to the choice of a Speaker, but likewise to express so great care not to infringe our Priviledges, and we desire your Majesty to believe, no Subjects ever had a more tender regard than our selves to the Right of your Majesty, and your Regal Prerogative, which we shall always acknowledge to be vested in the Crown, for the benefit and Protection of your People, and therefore for clearing of all doubts, that may arise in your Majesty's Mind, upon this occasion, now before us; We leave, humbly to Represent to your Majesty, the undoubted Right of the Commons, to have the free Election of one of their Members, to be their Speaker, and to perform the service of the House, according to Custom, hath by the constant practice of all former Ages, been continued Speaker, and executed in that Employment, unless, such persons, have been ext*

for some Corporal Disease, which has always been al-  
ludged, either by themselves, or some others in thier  
behalf, in ful Parliament. According to this Usage,  
Mr. Edward Seymour, was unanimously chosen, upon  
consideration of his great Abillity and sufficiency for  
that place, of which we have had large Experience, in  
the last Parliament, and was presented by us to your  
Majesty, as a person we thought would be most accepta-  
ble to your Royal Judgment.

This being the true state of our Case, we do in all  
humility lay it before your Majesties view, hoping that  
your Majesty, upon due consideration of former Presi-  
dents, will rest satisfied with our proceedings, and will  
think fit not to deprive us of so necessary a Member,  
employing him in any other service, but to give us  
such a gracious Answer, as your Majesty and your  
Royal Predecessors have always don heretofore, upon the  
like occasions, that so we may without more loss of time,  
proceed to the dispatch of those Important affairs for  
which we were Convened, wherein we doubt not but we  
shall so behave our selves, as to give an ample Testimo-  
ny, to the whole World, of our duty and affection to  
your Majesties Service, and of our care of the Peace  
and Prosperity of all your Kingdoms.

Ordered,

That the Members who formerly waited upon his  
Majesty, together with Mr. Powle, Mr. Booth, Mr.  
Chancellor of the Exchequer, and Mr. Noel, do attend  
his Majesty with the said Representation.

Mr. Powle, Reports, that the Persons appointed, had  
attended his Majesty, with the Representation, and  
that so soon as they had read the same to him, his  
Majesty was pleased to return this Answer,

Gentlemen,

*All this is but loss of time, and therefore I desire you to go back again, and do as I have directed you.*

A Debate thereupon arising in the House, that there be another Address made to his Majesty, humbly to desire his Majesty, that he would be graciously pleased, to take the Representation; this day made to him, into farther Consideration.

*Resolved, &c.*

That the Debate be Adjourned, till to morrow morning, nine of the Clock.

And then the House Adjourned till to morrow morning nine of the clock.

*Mercury 12. die Marcij 1678.*

THE House resuming the Debate yesterday Adjourned.

*Resolved, &c.*

That there be another Address made to his Majesty, humbly to desire his Majesty, that he would be graciously pleased, to take the Representation yesterday made to him, into further Consideration, and the Members who drew up that Representation, be appointed to draw up the said Address: and that Sir Francis Winnington and Sir John Hewly be added to them.

Mr.

Mr. Powle Reports, that the persons appointed to draw up the Address, to be presented to his Majesty, had drawn the same up, which he read in his Place, and afterwards delivered the same in at the Clerks Table, where the same was read, and is as followeth.

Most Gracious Sovereign.

*Whereas by the gracious Answer, your Majesty was pleased to give to our first Message in Council, whereby your Majesty was pleased to declare, a Resolution, not to infringe our just Rights and Priviledges; WE your Majesties most dutiful and Loyal Commons, were encouraged to make an humble Representation to your Majesty, upon the choice of our Speaker, which on Tuesday last, was presented to your Majesty, by some of our Members: We do with great trouble, and infinite sorrow, find by the Report made to us, by those Members at their return, that your Majesty was pleased to give us an immediate Answer to the same, without taking any farther Consideration, which we are perswaded, if your Majesty had done what we then offered to your Majesty, would so far have prevailed, upon your Royal Judgment, as to have given your Majesty satisfaction in the reasonableness of our desires, and preserved us in your Majesties favourable Opinion, of our proceedings.*

*And since we do humbly conceive, that the occasion of this Question hath arisen, from your Majesties not being truly informed, of the state of the Case, we do humbly beseech your Majesty, to take the said Representation, into your further Consideration, and give such a gracious Answer, as that we may be put into a Capacity to manifest our readiness, to enter into those Consultations, which necessarily tend to the preservation and welfare of your Majesty and your Kingdoms.*

Or,



Ordered,

That the persons that attended his Majesty, with the Representation, do attend his Majesty, with this Address.

Mr. *Powle* Reports, that the persons appointed to attend his Majesty, therewith, and after they had read the same, his Majesty was pleased to return this Answer.

Gentlemen,

*I will send you an Answer to morrow.*

And then the House Adjourned till to morrow morning nine of the clock.

*Fovis 13. die Martij 1678.*

**A** Message from the King, by Sir *Edward Carteret*, Usher of the Black Rod.

*Gentlemen of the House of Commons.*

The King commands this Honourable House, to attend him immediately, in the House of Lords; and accordingly the House went up to attend his Majesty, in the House of Lords, where his Majesty was pleased to Prorogue this Parliament until Saturday next.

*Sabbati 15. die Martij. 1678.*

**A** Message from the King by Sir *Edward Carteret*, Usher of the Black Rod.

*Gen<sup>3</sup>*

*Gentlemen of the House of Commons.*

The King commands this honourable House, to attend him immediately in the House of Lords, and accordingly the House went up to attend his Majesty, and being returned.

The Lord *Russel* put the House in mind, of the Kings commands, to proceed to the choice of a Speaker, and did nominate and recommend to the House, Mr. *Serjeant Gregory*, as a person for his great Learning and Integrity, fit for the Imployment; and Mr. *Serjeant Gregory*, being unanimously called upon to the Chair, he standing up in his place, did in a short Speech, modestly disable himself, and desired the House to Excuse him, and proceed to the choice of an other person, but no Excuse being admitted he was conducted to the Chair, by the Lord *Russel* and the Lord *Cavendish*, and then again, desiring the House to Excuse him, but no Excuse being admitted, the Mace was brought into the House, and placed under the Table.

And the House being made acquainted, that his Majesty had appointed *Munday*-morning, ten of the clock, for the House to present their Speaker.

And then the House Adjourned till Munday morning, nine of the Clock.

*Luna 17. Die Martij 78.*

THE House being met, and Mr. Speaker Elect having taken the Chair. A Message was delivered from the King by Sir *Edward Carteret*, Usher of the Black Rod.

Gen-

*Gentlemen of the House of Commons,  
The King Commands this Honorable House to attend him immediately in the House of Lords.*

And the House with Mr. Speaker Elect, went up to attend his Majesty; and his Majesty having approved of Mr. Speaker, the House with Mr. Speaker returned, the Mace being carried before him.

And Mr. Speaker having taken the Chair, did in the first place himself, take the Oaths of *Allegiance* and *Supremacy*, and repeat and subscribe the Declaration pursuant to the A& of Parliament, Intituled an *Act for the more effectual preserving of the Kings Person and Government, by disabling Papists from sitting in either House of Parliament*; and afterwards a great number of the Members did likewise take the said Oaths, and repeat and subscribe the said Declaration at the Clerks Table, pursuant to the said A&.

And then the House adjourned  
till to morrow morning eight  
of the Clock.

*Martis 18. Die Martii 78.*

**T**He House being sate, the Members that had not already taken the Oaths of Allegiance and Supremacy, and subscribed the Declaration contained in the A&, Intituled *An Act for the more effectual preserving the Kings Person and Government, by hindring Papists to sit in either House of Parliament*, proceeded in the doing thereof.

A Bill touching reversing Out-Lawries in the *Kings-Bench* was read the first time,

*Re-*

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That the Grand Committee for Religion, do sit every Tuesday in the Afternoon in the House.

*Ordered,*

That the Grand Committee for Grievances do sit every Thursday in the Afternoon in the House.

*Ordered,*

That the Grand Committee for Trade do sit every Saturday in the Afternoon in the House.

*Ordered,*

That the Grand Committee for Courts of Justice do sit every Thursday in the Afternoon in the House.

*Ordered,*

That upon double Returns of Members, none do sit till their Returns be determined, excepting only such as are returned in all Indentures.

*Ordered,*

That a Committee of Privileges and Elections, be appointed of these persons following, *viz.*

Sir Nich. Carew.

Mr. Pitt.

Mr. Nofworthy.

Sir Robert Carr.

Sir Joseph Tredingham.

Sir Gilbert Gerrard.

Sir Richard Grahame.

Sir John Winn.

Mr. Savage.

Sir Trevor Williams.

Sir Hugh Bethell.

Mr. Booth.

Sir Walter Young.

Mr. Powle.

Mr. Elves.

Sir Francis Drake.

Mr. Fagg.

Mr. Treby.

Mr. Hamden.

Sir John Carew.

Sir George Downing.

Sir Ralph Delavall.

Mr. Courtney.

Sir Robert Peyton.

Mr. Evelin.

Lord Ancram.

Sir Francis Russel.

Serjeant Street.

Mr.



Mr. Buscaven.	Sir Robert Atkins.
Sir Nich. Pedley.	Mr. William Buscawen.
Mr. Morley.	Mr. Burdet.
Sir William Portman.	Lord Annesley.
Mr. Harle.	Mr. Parker.
Mr. Trefusis.	Mr. Lucy.
Mr. Cherwind.	Sir Ralph Dutton.
Mr. Wright.	Mr. Gerrard.
Sir John Knight.	Lord Russel.
Sir Gervase Elwes.	Sir Tho. Belloi.
Sir Tho. Stringer.	Sir James Long.
Sir John Fagg.	Mr. Morgan.
Mr. Ayliffe.	Mr. Sandys.
Mr. Reynall.	Mr. Buller.
Mr. Swinfin.	Mr. Mansell.
Mr. Hide.	Lord Cavendish.
Sir John Fenwick.	Sir Eliab Harvey.
Mr. Greenville.	Sir James Rushout.
Sir Henry Seymour.	Lord Morpeth.
Sir George Speake.	Mr. John Trenchard.
Sir Samuel Bernardiston.	Sir Cbr. Calthrop.
Mr. Kendall.	Sir Hugh Owen.
Mr. Grey.	Mr. James.
Col. Sandys.	Mr. William Coriton.
Sir Tho. Player.	Sir Robert Dillington.
Mr. Wogan.	Mr. Tho. Foley.
Mr. Henry Trenchard.	Sir William Franklin.
Sir Nevil Cateline.	Mr. Whitehead.
Mr. Vaughan.	Lord Davencourt.
Sir John Cleberry.	Sir Robert Thomas.
Sir John Coventry.	Sir John Hotham.
Mr. Wharton.	Mr. Whitacre.
Mr. Paul Foley.	Mr. Vernon.
Sir William Hickman.	Mr. John Hambden.
Sir Anthony Irby.	Mr. Turgis.
Sir Philip Egerton.	Col. Whitlye.

Mr.

Mr. Nathaniel Knight.	Sir John Reresby.
Sir John Boyer.	Sir James Oxendon.
Sir Humphry Monocks.	Mr. Henry Wallopp.
Mr. Hertford.	Sir Anthony Deane.
Mr. Thistlethwaite.	Sir Richard Haddock.
Mr. Tregonwel.	Dr. Edesbury.
Mr. Freke.	Mr. Chaffen.
Sir	Mr. Paulet.
Sir Tho. Meeres.	Sir Hen. Beaumont.
Col. Norton.	Col. Mildmay.
Mr. Pepys.	Sir Edward Deering.
Sir John Kempthorne.	Mr. Broom Whorwood.
Col. Birch.	Sir Charles Gaudy.
Mr. Penruddock.	Sir Tho. Clargis.
Mr. Bowyer.	Lord Huntingtower.
Sir John Hewley.	Mr. Richard Onslow.
Sir Henry Capell.	Mr. Booth.
Lord Fitz Williams.	Sir Richard Cust.
Mr. Newport.	Mr. Edward Russel.
Mr. Coward.	Sir Tho. Reynell.
Sir Walter C'argis.	Mr. Webb.
Mr. Arthur Onslow.	Sir Robert Norreys.
Sir John Talbot.	Mr. Beake.
Sir Henry Thompson.	Sir John Lowther.
Lord Fairfax.	Mr. Dubois.
Sir Walter Ernle.	Mr. Pilkington.
Mr. Deane.	Mr. Gerrard Russel.
Mr. Dunch.	Mr. Foote.
Sir Sidney Wortley.	Sir John Bramston.
Mr. William Cooke.	Col. Legg.
Sir Patience Ward.	Mr. Trelawney.
Sir William Poultney.	Sir John Bancks.
Mr. Withers.	Mr. Harbord.
Mr. Edward Patheridge.	Mr. Monson.
Mr. Strangways.	Sir John Salesbury.
Sir Henry Goodrick.	

Sir John Mallet.  
Col. Kirkby.  
Sir Richard Head.  
Lord Castleton.

Major Broxholme.  
Mr. Pawlet St. John;  
Sir Scroppe How.  
Mr. Bennet.

And all that come are to have Voices, and they are to meet to morrow in the afternoon, at two of the Clock in the House, and every Munday, Wednesday and Friday at two of the Clock in the Afternoon, in the place beforementioned, and to take into their Consideration all such matters as shall or may come in Question, touching Returns, Elections and Priviledges, and to proceed upon double Returns in the first place, and to report their Proceedings with their Opinions therein to the House from time to time; And all persons that will question Returns are to do it within fourteen days after any new return shall be brought in. And the said Committee is to have power to send for Witnesses, Persons, Papers and Records for their Information, and all Members who are returned for two or more places, are to make their Elections by this day three Weeks, for which of the places they will serve, provided there be no question upon the return for that place: and if any thing shall come in question touching the Return, Election or Matter of Priviledge of any Member, he is to withdraw, during the time the matter is in debate.

And then the House adjourned  
till to morrow morning eight  
of the Clock.

*Mer*

*Mercurij 19. Die Martij 78.*

**M**R. Serjeant *Maynard* being Elected to serve both for the Burrough of *Plymouth* and the Burrough of *Beeralston*, in the County of *Cornwal*, made his Election for the Borough of *Plymouth*.

*Ordered,*

That Mr. Speaker do Issue out his Warrant to the Clerk of the Crown, to make out a new Writ for the Electing of a Burgess to serve in this present Parliament for the Borough of *Beeralston*.

*Resolved, &c.*

That a Committee be appointed to inspect the Journals of the last Session of the last Parliament, and to prepare and draw up a State of the matters then depending and undetermined, and the Progress that was made therein, and report the same to the House to morrow morning. And it is referred to

<i>The Master of the Rolls.</i>	<i>Mr. Harbord.</i>
<i>Mr. Powle.</i>	<i>Sir William Hickman.</i>
<i>Sir Thomas Clargis.</i>	<i>Sir John Coventry.</i>
<i>Sir Trevor Williams.</i>	<i>Mr. Swinfen.</i>
<i>Mr. Onslow.</i>	<i>Sir Christopher Musgrave.</i>
<i>Mr. Vaughan.</i>	<i>Sir Tho. Meers.</i>
<i>Serjeant Maynard.</i>	<i>Sir William Ellis.</i>
<i>Sir Tho. Lee.</i>	<i>Mr. Hamden.</i>
<i>Sir John Knigts.</i>	<i>Mr. Pelham.</i>
<i>Sir Francis Winnington.</i>	<i>Col. Birch.</i>
<i>Sir Francis Russel.</i>	<i>Sir John Carew.</i>
<i>Sir Gilbert Gerrard.</i>	<i>Sir Robert Carr.</i>
<i>Col. Titus.</i>	<i>Sir Eliab Harvey.</i>
<i>Sir Henry Capel.</i>	<i>Mr. Sacheverell.</i>



Sir Robert Peyton.

Mr. Seymour.

Sir Rich. Grahame.

Sir Thomas Stringer.

Sir Nathaniel Herne.

Sir Edmond Jennings.

or any five of them, and they are to meet this Afternoon, at three of the Clock in the Speakers Chamber.

A Petition of Sir John Hobart Baronet, complaining of the undue Election, and return of Sir Christopher Calthrope, and Sir Nevel Cateline, as Knights of the Shire for the County of Norfolk, and of many undue practices and Threats, used by the Lord Lieutenant and under Sheriff of the said County of Norfolk and one John Hurton to the Petitioners Injured, was read.

*Resolved, &c.*

That the matter of the said Petition be heard at the Barr of the House on Friday next come three Weeks, and that the High Sherriff and Under Sherriffe of the said County, and John Hurton be Summoned to attend this House at the Hearing of the said Cause.

A Petition of Henry Herbert Esq<sup>r</sup> complaining of an undue Return of Philip Foley Esq<sup>r</sup>; to serve in the present Parliament, as Burgeses for Bewdley, in the County of Worcester, in injury to the Petitioner, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Privileges, to examine the matter, and report the same with their Opinion therein to the House.

A Petition of several of the Inhabitants of East Grinstead in the County of Sussex, complaining of an undue Return, made by the Bayliff of the said Borough of twelve persons to serve in this present Parliament as Burgeses for the said Burrough, not Elected by the Inhabitants, and refusing to return Henry Powle Esq<sup>r</sup> who

from the Petitioners did duly Elect; in injury of the Petitioners, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges; to examine the matter, and report the same with their Opinion therein to the House.

A Petition of *William Scroggs* Esq; complaining of an undue return of *Edward Sackville* Esq; to serve in this present Parliament, as Burgesses for the Borough of *East-Grinstead* in the County of *Sussex*; in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges; to examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of *Sir Peter Torrel*, Barronet, complaining of an undue return made by the Bayliff of the Town of *Buckingham*; of *Sir Richard Temple* Barronet, to serve in this present Parliament, as Burgesses for the Town and Parish of *Buckingham*, in injury of the Petitioner, who was duly Elected and Returned by the Sherriff of the County of *Buckingham* in the Crown-Office, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections; to examine the matter, and report the same with their Opinion therein to the House.

A Petition of *Sir Godfrey Copley*, Barronet, complaining of an undue Practice used by the Sherriff of the County of *York*, in returning *Sir John Reresby*, Barronet, to serve in this present Parliament, as Burgesses for the Borough of *Aldborough* in the said County

of *York*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.  
*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, who are to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *Edward Selwin Esq;* Complaining of an undue Return of *Herbert Stapley Esq;* to serve in this present Parliament, as Burgeses for the Burrough of *Seaford*, in the County of *Sussex*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *Richard Carew* and *William Jennings Esquires*, Complaining of an undue Return of *Bernard Grenville*, and *Nicholas Courtney*, Esquires, to serve in this present Parliament, as Burgeses for the Burrough of *Saltash* in the County of *Cornwall*, in injury of the Petitioners, who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *Sir Nathaniel Napper*, Complaining of an undue Return of *Perigrine, Viscount Dunblane*, to serve in this present Parliament, as Burgeses for the Borough of *Corfe Castle* in the County of *Dorset*, in injury of the Petitioner, who was duly Elected.

and, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *Richard Winwood* and *Samuel Starkey* Esquires, Complaining of an undue Return of *Sir John Erule*, Knight, and *John Pawney* Esquire, to serve in this present Parliament, as Burgesses for the Borough of *New Windsor*, in the County of *Berks*, in injury of the Petitioners, who were duly Elected, and ought to have been Returned, was Read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections to examine the matter, and Report the same, with their Opinions therein to the House.

A Petition of *Sir John Shorter* and *Tho. Smith*, Esq; Complaining of an undue Return of *Sir Richard How* and *Peter Rich*, Esq; to serve in this present Parliament as Burgesses for the Borough of *Southwark*, in the County of *Surrey*, in Injury of the Petitioners, who were duly Elected, and ought to have been Returned, was Read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections to Examine the matter, and Report the same, with their Opinions therein to the House.

A Petition of *Sir Charles Windham* Knight, Complaining of an undue return of *Thomas Knowles*, Esq; to serve in this present Parliament, as Burgess for the Town and County of *Southampton*, in Injury of the Petitioner, who was duly Elected; and ought to have been Returned, was read.



*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections to Examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Sir Lewis Palmer*, Baronett; complaining of an undue Return of *Sir Rice Rudd*, Baronet, to serve in this present Parliament, as Burgeſſes for the Borough of *Higham Ferries*, in the County of *Northampton*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to Examine the matter, and Report the same with their Opinion therein, to the House.

A Petition of *John Lamot Honiwood*, Esq; complaining of an undue Return of *Sir John Bramston* Baronet, to serve in this present Parliament, as Burgeſſes for the Borough of *Malden* in the County of *Suffex*, in injury of the Petitioner who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Edward Lloyd*, Esq; complaining of several undue Practices used by the Bayliffe of *Moungomery*, in Electing and Returning of *Matthew Price* Esq; to serve in this present Parliament as Burgeſſes for the Borough of *Moungomery* aforesaid, in Injury of the Petitioner, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration

ation of the Committee of Elections and Priviledges  
to Examine the matter, and report the same with  
their Opinion therein to the House.

A Petition of *Richard Duke Esq*; Complaining of  
an undue Return of *Will. Stawell Esq*; to serve in this  
present Parliament, as Burgefs for the Borough of  
*Afbburton*, in the County of *Devon*. who was duly  
lected, and ought to have been Returned, was  
read.

*Resolved, &c.*

That the said Petition be referred to the Consi-  
deration of the Committee of Election and Priviledg-  
es, to examine the matter, and Report the same with  
their Opinion therein to the House.

A Petition of *Thomas Mansell Esq*; Complaining  
of several undue Practices used by the Bayliff of the  
Borough of *Brecon*, in Electing and Returning *John*  
*Jafferries Esq*; to serve in this present Parliament, as  
Burgefs for the Borough of *Brecon* aforesaid, in inju-  
ry of the Petitioner, who was duly Elected, and is  
Returned by the other Indenture, affixed to the  
Writ, and Filed in the Crown-Office was read.

*Resolved, &c.*

That the said Petition be referred to the Conside-  
ration of the Committee of Elections and Priviledg-  
es to examine the matter, and report the same with  
their Opinions therein to the House.

A Petition of Sir *Francis Clarke*, Complaining of  
an undue Return of Sir *John Banks*, to serve in this  
present Parliament as Citizen for the City of *Roche-*  
*ster* in the County of *Kent*, in injury of the Petitioner,  
who was duly Elected, and ought to have been Re-  
turned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consi-  
deration of the Committee of Elections and Privi-  
ledges

ledges to Examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Daniel Collingwood Esq;* Complaining of an undue Return of *Sir Ralph Gray*, to serve in this present Parliament, as Burgeses for the Town of *Berwick upon Tweed*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of the Inhabitants of *Shoreham* in the County of *Sussex*, complaining of several undue practices used by the Constable of the Borough of *Shoreham* aforesaid, in Electing and Returning of *Robert Fagg* and *John Cheale*, Gentlemen, to serve in this present Parliament, as Burgeses for the said Borough, in injury of the Petitioners, who did duly Elect *Sir Anthony Deane*, and *Sir Robert Fagg*, who ought to have been solely returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *John Bechy, Esq;* complaining of an undue Return of *Sir John Kempthorne*, to serve in this present Parliament, as Burgeses for the Borough of *Portsmouth*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges

to examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Edward Philips*, and *Robert Hunt*, Esquires, Complaining of an undue Return of *William Strode* and *John Speake* Esq; to serve in this present Parliament, as Burgesses for the Borough of *Ilcester* in the County of *Somerset*, in Injury of the Petitioners, who as they alledge, were duly Elected and Returned, was read.

*Resolved, &c.*

That the said Petition, be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter and Report the same with their Opinion therein, to the House.

A Petition of *Thomas Stradling Jun.* Esquire, complaining of an undue Return of *Sir Robert Thomas*, Barronet, to serve in this present Parliament, as Burgesses for the Borough of *Cardiffe*, in the County of *Glamorgan*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to consider of the matter, and Report the same, with their Opinion therein to the House.

A Petition of *John Kendall* Esq; complaining of an undue Return of *Sir Jonathan Tralawney* Bar. to serve in this present Parliament, as Burgesses for the Borough of *Eastlowe* in the County of *Cornwal*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was Read.

*Resolved, &c.*

That the said Petition, be referred to the consideration of the committee of Elections and Priviledges



es, to Examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of Sir *Mathew Andrews*, complaining of an undue return of *Whittacer Esq*; to serve in this present Parliament as Burgeſſs for the Burrough of *Shafton* alias *Shaftsbury*, in the County of *Dorset*, in injury of the petitioner, who was duly Elected and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and report the same with their Opinion therein to the House.

A Petition of *William Spencer*, Esq; to serve in this present Parliament, as one of the Knights of the Shire for the County of *Lancaster*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Henry Chevers* Esq; complaining of an undue Return of Sir *George Hungerford*, and *Walter Norborne* Esq; to serve in this present Parliament, as Burgeſſs for the Burrough of *Calne*, in the County of *Wilts*, in injury of the petitioner; who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges to examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Alexander Rigby* Esq; complaining

of an undue return of *Charles Earl of Ancram*, to serve in this present Parliament, as Burgesses for the Burrough of *Wigan*, in the County of *Lancaster*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to examine the matter, and Report the same, with their Opinions therein to the House.

A Petition of *Thomas Owen Esq*; complaining of an undue return, of *William Wogan Esq*; to serve in this present Parliament, as Burgesses, for the Town and County of *Haverford West*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition, be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of *John Lawford, Esq*, complaining of an undue return, of *Sir George Hungerford*, and *Walter Norborne Esq*; to serve in this present Parliament, as Burgesses for the Burrough of *Calne*, in the County of *Wilts*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition, be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *William Strode* and *John Speke Esqs*; complaining of an undue Return of *Edward Phillips* and *Robert Hunt Esqs*; to serve in this present Parliament, as Burgesses for the Burrough of *Ilcester*, in the County

County of *Sommerſet*, in Injury of the Petitioners, for that the Common Seal of the ſaid Burrough, was forceably taken away, from the Bayliſ of the ſaid Burrough, and affixt to the Indenture, by which the ſaid *Edward Phillips* and *Robert Hunt* were Returned; whereas the Petitioners were Returned by the Bayliſ, who is the only proper Officer capable of making Returns, was read.

*Resolved, &c.*

That the ſaid Petition, be referred to the Conſideration, of the Committee of Elections and Priviledges, to examine the matters, and Report the ſame, with their Opinion, therein to the Houſe.

A Petition of *Mathew Price* Eſq; complaining of an undue Return of *Edward Loyd* Eſq; to ſerve in this preſent Parliament, as Burgeſſ for the Burrough of *Mountgomery*, in injury of the Petitioner, whereas the Petitioner was duly returned by the proper Officers, was read.

*Resolved, &c.*

That the ſaid Petition be referred, to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

The Houſe taking notice of the ſeveral Complaints, in the Petitions, this day read, and of divers miſde-meaners and undue practiſes, in Sherriſſs, Mayors, Bayliſſs, and other Officers, in Elections and Returns of Members to ſerve in Parliament.

*Ordered,*

That it be an Inſtruction to the Committee of Priviledges and Elections, that they do Examine and make a ſpecial Report, of all miſcarriages, and undue practiſes, in Sherriſſs, Mayors, Bayliſſs, and other Officers concerned in the return of Members Elected, to ſerve in

Par-

Parliament; as likewise of all undue Practices, Letters  
Promises, Threats, or Oppressions, in any Elections.  
And then the House Adjourned,  
till to morrow morning, eight  
of the Clock.

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*Fovis 20. die Martij. 78.*

*Ordered,*

**T**HAT Mr. Speaker do Issue out his Warrant, to  
to the Clerk of the Crown, to make out a new  
Writ, for Electing a Member to serve in this present  
Parliament, for the Borrough of *Tregony*, in the Coun-  
ty of *Cornwal*, in the room of *Robert Buscawen Esq;*  
Deceased,  
*Resolved, &c.*

That an humble Address be made to his Majesty, to  
appoint a day for a Solemn Fast, and humiliation.  
And it is referred to

Sir Thomas Player.	Sir Thomas Clargis.
Sir John Knight.	Collonel Mildmay.
Mr. Dubois.	Sir Robert Atkins.
Sir William Poultney.	Sir Anthony Irby.
Collonel Birch.	Mr. Onslow.

Or any three of them to draw up and prepare the said  
Address.

A Petition of Sir *Philip Matthews* Barroner, and  
Sir *William Waller* Knight, complaining of undue  
Practices, in the Bayliff, in returning of Sir *Stephen*  
*Fox*, and Sir *William Poultney* Knights, to serve in  
this present Parliament, as Burgessees, for the City of  
*Westminster*, in Injury of the Petitioners who was due-  
ly elected, and ought to have been returned, was  
read.

*Re-*



*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter, and report the same, with their opinions therein to the House.

A Petition of *John Morris* Merchant, complaining of an undue Return of *Cariton Esq;* to serve in this present Parliament, as Burgesses for the Burrough of *Newport*, in the County of *Cornwal*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of *Ralph Stavel Esq;* complaining of an undue return of *Sir Francis Rolls*, to serve in this present Parliament, as Burgesses, for the Burrough of *Bridgwater*, in the County of *Sommerfet*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of *Robert Fielding Esq;* complaining of unjust and partial proceedings, and unwarrantable Practices, used by the Sherriffs of the County and Citty of *Coventry*, in returning of *Major Beak* and *Richard Hopkins Esqs;* to serve in this present Parliament, as Cittizens for the said Citty, in Injury of the Petitioners, who had been chosen, by the Majority of Voices, had it not been for such Proceedings, was read.

*Re-*

*Resolved, &c.*

That the said Petition, be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Richard Derham*, Esq; complaining that although he was duly Elested to serve in this present Parliament, as Burgefs, for the Burrough of *New Radnor*, in the County of *Radnor*, yet the Bayliff of the said Town, combining with *Sir Edward Harley*, had by an Indenture, returned the said *Sir Edward Harley*; but that the same was not returned by the Sherriff, and praying that Justice of the House therein, was read.

*Resolved, &c.*

That the said Petition, be referred, to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same, with their Opinions therein to the House.

*Resolved, &c.*

That the Clerk of the Crown do attend to morrow morning, to give an Account of the Writ for *Radnorshire*.

A Petition of the Mayor, Bayliffs and Burgeffes of *Lavidoes* and *Kanvyling*, in the County of *Montgomery*, complaining of undue practices of the Bayliff of *Montgomery* in not giving truly notice to the Inhabitants of the said Burrough, of the Election, and upon the day of Election Excluding the Petitioners, from being Polled, who had agreed to give their Votes, for *Edward Loyd* Esq; but the said Bayliff being influenced by some great persons of the Neighbourhood, returned *Matthew Price* Esq; to serve in this present Parliament as Burgefs for the Burrough of *Montgomery*, notwithstanding the Petitioners, who were the greater number, unanimously made choice of the said *Edward Loyd*

*Loyd*, to the great injury of the Petitioners ; and praying that the said *Edward Loyd*, may either have the benefit of their Voices, or that the Election be made void, was read.

*Resolved, &c.*

That the said Petition, be referred to the consideration of the Committee of Priviledges and Elections, to examine the matter, and Report the same, with their Opinions therein to the House.

*Sir Francis Winnington* Reports, from the Committee, appointed to inspect the Journal of the last Sessions of the last Parliament, and to prepare and draw up a state of the matters then depending and undetermined, and the progress that was made therein ; that the Committee had agreed upon a Report, which he made in his place, but that the same by reason of shortness of time, was not reduced into Writing ; and a Debate being in the House thereupon.

*Resolved, &c.*

That the said Report be recommitted upon the Debate of the House, and to be brought in writing, to the end the same may be entred in the Journal.

*Resolved, &c.*

That a Committee of Secresy be appointed, to take Informations, and prepare Evidence, and draw up Articles against the Lords that are Impeached, and that are now in the Tower, and to take such further Informations, as shall be given relating to the Plot, and conspiracy against his Majesty and the Government, and the Murder of *Sir Ed. Godfrey*, and it is referred to:

*Mr. Trenchard.*

*Serjeant Ellis.*

*Sir Francis Winnington.*

*Sir Thomas Lee.*

*Sir Thomas Meers.*

*Serjeant Maynard.*

*Mr. Vaughan.*

*Mr. Powle.*

*Mr. Sacheveril.*

*Mr. Seymour.*

*Collonel Titus.*

*Mr. Treby.*

Sir Henry Capel. Sir Thomas Player.  
 Sir Thomas Stringer. or any three of them, and  
 they are impowred to send for Persons, Papers, and  
 Records, and to sit *de die in diem*.

Ordered,

That Mr. Speaker do send a Letter, to Mr. Williams and the rest of the Members of the Long Robe, that are now gon the Circuits, to summon them to attend the Service of this House.

Ordered,

That Doctor Tonge, Mr. Oates, and Mr. Bedloe, be Summoned to attend at the Bar of this House, to morrow morning to give such information, as they can concerning the Plot. Resolved, &c.

That a Committee be appointed, to Inspect the Journal of the House of Lords, and see what resolutions have been there taken, in matters of Impeachment, and it is referred to,

Mr. Sacheverel.	Mr. Powle.
Sir Francis Winnington.	Sir Thomas Meers.
Sir John Waller.	Collonel Birch.
Sir Henry Capel.	Sir John Knight.
Sir Thomas Clargis.	Collonel Titus.
Mr. Bennet.	or any three of them.

Resolved, *Nemine Contradicente*

That a Message be sent to the Lords, to put them in mind of the Impeachments of High Treason, Exhibited against Thomas Earl of Danby, in the names of the Commons of England, and to desire that he may be committed to safe Custody.

Resolved, &c.

That it be referred to the Committee of Secresy, to draw up further Articles against Thomas Earl of Danby.

And then the House Adjourned  
 till to morrow morning eight  
 of the Clock.



Veneris 21. die Martij. 78.

SIR Thomas Clurgis Reports from the Committee appointed to draw up, and prepare an Address to be presented to his Majesty, for appointing a Solemn day of Humiliation.

An Address agreed by the Committee, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was read, and upon the Question agreed to, and is as followeth, viz.

WE your Majesties most Dutiful and Loyal Subjects, the Commons in this present Parliament Assembled, being deeply sensible, of the sad and calamitous Condition of this your Majesties Kingdom, occasioned chiefly by the Impious and Malicious Conspiracies of a Popish party, who have not only Plotted and intended the Destruction of your Majesties Royal person, but the total Subversion of the Government and true Religion Established amongst us. All which our many and grievous Sins, have justly deserved; and being now by your gracious favour Assembled in Parliament, as the great Council of your Kingdom, to consult on such means as we conceive fittest to redress the manifold Evils wherewith this Nation is surrounded, do in all Humility beseech your Majesty, that by your Royal Proclamation, one or more days may be solemnly set apart, wherein both our selves and all your Majesties Loyal Subjects, may by Fasting and prayer, seek a Reconciliation with Almighty God, and with humble and penitent hearts, implore him by his power and goodness, to infatuate and defeat the wicked Councils and Machinations of our Enemies, and continue his Mercy and the light of the Gospel

us, and our Posterities, and particularly to bestow his abundant Blessings upon your Sacred Person, and this present Parliament, that our Consultations and Endeavours may produce Honour, Safety and Prosperity, to your Majesty and your People.

Ordered,

That Sir Thomas Clargis, do carry up the same to the Lords, for their concurrence.

Ordered,

That the Clerk of the Crown be called in, to give account touching the return for Radnor.

And the Clerk of the Crown being called in, acquainted the House, that there was no return, for the Town of Radnor, affixed to the Writ, but a return for the County only.

And one Mr. Ostland, being called in, and informing the House that he had an Indenture, which he was directed by the Sherrieff, to annex to the Writ, and that he had rendred the same to the Clerk of the Crown, and the Indenture being brought up to the Table.

Ordered,

That the Clerk of the Crown do affix the Precept and Indenture to the Writ for Radnor, which he accordingly did.

Ordered.

That the matter touching the Return for the Borough of Bridgewater, be referred to the Committee of Elections, and that it be the first Cause that be heard before the Committee this Afternoon.

A Petition of several of the Inhabitants of Westminster, complaining of an undue Election and Return of Sir Stephen Fox, and Sir William Poultney, to serve in this present Parliament, for Westminster, was read;

Ordered,

That the same be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *Thomas Kendall Esq;* complaining of undue practices used by *John Trelawney* the younger, Mayor of the Borough of *Westlow* alias *Portpigham* in the County of *Cornwal*, in Returning *John Trelawney* the Elder, Esq; to serve in this present Parliament, as one of the Burgesses for the said Borough by one Indenture, and procuring himself to be Returned by another Indenture, contrary to the Standing Orders of this House, and in Injury of the Petitioner, who was duly Elected by the major part of the Inhabitants: and ought to have been Returned, was read.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter, and Report the same with their Opinions therein to the House.

Ordered,

That *Jonathan Edwin*, at the three Roses in *Ludgate* Street, be immediately sent for, to give the House an Account by what Authority he Published the two Pamphlets, the one Intituled, *A Letter from a Jesuit in Paris, to his Correspondent in London*, shewing the most effectual way to ruin the Government and the Protestant Religion. And the other Intituled, *Two Letters from Mr. Mountague to the Lord Treasurer*, one of the eleventh, the other of the eighteenth of *January* 1678. which were read in the House of Commons, together with the Lord Treasurers Speech.

Sir *Thomas Meeres* Reports from the Committee of Priviledges and Elections, That the Committee had taken into Consideration the matter of the Re-

arn for *Buckingham*, and had agreed upon a Report to be made to the House, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again Read, and is as followeth, viz.

*The Precept was directed to the Bayliffe of the Burrough of Buckingham, to which there is affixed two Indentures, both Dated the Tenth of February, Anno Caroli nunc, one of them is made between the Bayliff and Burgeses of the Borough and Parish of Buckingham of the one part, and Thomas Edgerley, Sherriff of the County aforesaid, of the other part, wherein Edward Viscount Latimer, and Sir Peter Tyrrel Baronet are Returned, and the Common Seal is affixed thereto, upon which Indenture is indorsed thus.*

The Common Seal within mentioned was put to this present Indenture, by and with the Consent of George Carter Gentleman, Bayliffe for the time being, and the major part of the principal Burgeses of *Buckingham* within mentioned, in the presence of Henry Bridges Deput. Senescal.

The other Indenture is made between the same parties, and therein is returned Edward, Viscount Latimer, and Sir Richard Temple, Knight of the shire and Baronet, wherein 'tis mentioned, That the Common Seal of the said Town, and the Seals of the Bayliff and Burgeses are set, and to the said Indenture is Seals affixt, but not the Common Seal, and there is six Names Subscribed thereto, whereof George Carter Bayliffe is one, but there is no Indorsement on this Indenture. Whereupon the Committee came to these Resolutions.

*Resolved, &c.*

That the Indenture wherein Edward, Viscount Latimer, and Sir Peter Tyrrel are return'd to serve this present Parliament as Burgeses for the Town of *Buckingham* is duly return'd.

D 3

Re.



*Resolved, &c.*

That the Indenture wherein *Edward Viscount Lattimer*, and *Sir Richard Temple* are returned as Burgeſſes to ſerve in this preſent Parliament, for the Town of *Buckingham* is not duly Returned.

*Resolved, &c.*

That this Houſe doth agree with the Committee,

A Petition of Collonel *John Strode*, complaining of an undue Election and Return of *Mr. Stokes* to ſerve in this preſent Parliament for *Dover* was read.

*Resolved, &c.*

That the ſaid Petition be referred, to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

*Ordered,*

That the Clerk of the Crown do attend to morrow morning, and do take off the File from the Indenture, wherein *Edward Viscount Lattimer*, and *Sir Richard Temple*, are Returned to ſerve in Parliament for the Borough of *Buckingham*.

*Doctor Tonge* being called in, gave his Information touching the Plot.

*Mr. Oates* being alſo called in, gave his Information touching the Plot; and did likewise give an Information againſt *Thomas Earl of Danby*, and alſo againſt *Mr. Sackville*, *Mr. Goring* and *Sir John Robinson*, three of the Members of this Houſe.

*Ordered,*

That *Mr. Oates* do on Munday next, at Ten of the Clock, bring his Witneſſes to the Bar of this Houſe, to prove the Information given by him this day, againſt *Sir John Robinson*, *Col. Edward Sackville*, and *Captain Henry Goring*, three of the Members of this Houſe, and that the ſaid Members do then attend in their places.

Ordered,

That Mr. *Oates* his Information against *Thomas* Earl of *Danby* for discouraging the Kings Evidence be referred to the consideration of the Committee of Secrecy.

Ordered,

That Mr. *Oates* do transmit into this House, a Copy of his Information, relating to the Plot, delivered by him this day at the Bar of this House, so the end the same may be entred in the Journal.

Ordered,

That Mr. *Hills* and Mr. *Edwin* do attend at the Barr of this House to morrow morning, to give an Account touching the two Pamphlets.

Ordered,

That the Orders of every day be read the next morning before any other business.

Mr. *Bedloe* being called in, and having given his Information touching the Plot, did likewise deliver the same in Writing, to the Clerk of the House.

Resolved, &c.

That an Humble Address be made to his Majesty by such Members of this House as are of his Majesties Privy Council, to desire his Majesty that the 500 l. Reward, promised by his Majesty in his Royal Proclamation, for the Discovery of the Murther of Sir *Edm. Godfrey*, may be forthwith paid to Mr. *Bedloe*, who this House is satisfied to be the first Discoverer thereof; And that his Majesty will be further Gratiouly pleased to give Order, That the twenty pounds Reward for the Discovery of every Priest, may be effectually paid to the Discoverers of them.

Resolved, &c.

That an Humble Address be made to his Majesty to desire his Majesty, That the care of Mr. *Bedloes* Safety, may be immediately recommended to his

Grace the Duke of *Monmouth*, and that the  
*Lord Cavendish*

*Mr. Booth,*

*Sir Robert Carr.*

*Mr. Powle.*

*Sir William Portman.*

*Sir John Ernle.*

*Sir Henry Capell.* do attend his Majesty with the  
 Address. The *Lord Cavendish* Reports, That he  
 had attended his Majesty with the Address; and  
 that his Majesty was pleased to return Answer.

*That He had hitherto taken all the Care He could*  
*Mr. Bedloe, and that He knew how Considerable*  
*Evidence was, and that He would see hereafter, That*  
*he should want for nothing, and that He would be Re-*  
*sponsible for him whilest he remained in White Hall, but*  
*that He could not be Answerable for him when he went*  
*Abroad.*

*Mr. Everard* being called in, gave his Information  
 of his Knowledge of the Plot.

*Ordered.*

*That Mr. Everard* do put his Narrative this day  
 made into Writing, and present it to the House on  
 Munday next.

*And then the House Adjourned till to-*  
*morrow Morning eight of the Clock.*

*Sabbati 22. die Marcij, 78.*

**T**H E Clerk of the Crown being called in, did  
 according to the Order of the House, take out  
 the File, the Indenture, wherein *Edward, Lord Vis-*  
*count Latimer*, and *Sir Richard Temple* were Return-  
 ed to serve in this present Parliament for the Town  
 of *Buckingham*.

A Petition of *Sir Lionell Walden*, setting forth,  
 That he was well Elected to serve in this present  
 Parliament, for the Borough of *Huntingdon*, but by  
 undue and illegal practices *Mr. Sidney Wortley* had  
 pro-

procured himself to be Returned for the said Borough, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Privileges, to examine of the matter, and Report the same, with their Opinion therein to the House.

A Petition of the Common Council men and Burgesses for the Borough of the *Devizes*, complaining of undue practices in the Election of Burgesses to serve in this present Parliament for the said Borough was read.

*Resolved, &c.*

That the said Petition, be referred to the Consideration of the Committee of Privileges and Elections, to examine the matter and Report the same with their Opinion therein, to the House.

*Ordered.*

That a Bill be brought in upon the Debate of the House to serve the King and Kingdome against the growth and Danger of Popery. And it is referred to

Sir Thomas Clargis.

Serjeant Maynard.

Sir Trevor Williams.

Mr. Williams.

Mr. Thynn.

Mr. Powle,

Mr. Stoke.

Sir William Pultney.

Mr. Hamden.

Mr. Seymour.

or any five of them, to prepare the said Bill, and present the same to the House.

Sir John Knight.

Sir Joseph Tredingham.

Mr. Trenchard.

Sir Thomas Meres.

Sir Robert Carr.

Mr. Sacheverell.

Sir Samnel Bernardiston.

Col. Birch.

Sir Thomae Lee.

Mr. Secretary Coventry acquaints the House, that his Majesty had been attended with the Address of this



this House; relating to 500*l.* reward to be paid to Mr. *Bedloe*, for discovering the Murther of Sir *Edmundbury Godfrey*, who, this House was satisfied to be the first Discoverer thereof, and also for paying 20*l.* for the Discovery of the every Priest, which his Majesty had promised in his late Royal Proclamation, And his Majesty was gratically pleased to say, That the 500*l.* should be immediately paid, and that promise should be effectually performed.

A Message from his Majesty by Sir *Edward Carteret*, Usher of the Black Rod,

Mr. Speaker.

*The King commands this honourable House, to attend him immediately in the House of Lords.*

And accordingly Mr. Speaker with the House, went up to attend his Majesty in the House of Peers.

Mr. Speaker and the House being returned, and Mr. Speaker having taken the Chair, Reported the effect of his Majesties Speech.

Resolved *nemine contradicente.*

That a Message be immediately sent to the Lords, to remind their Lordships of the last Message sent them from this House, relating to *Thomas Earl of Danby*, and demand that *Tomas Earl of Danby*, may be forthwith Sequestred from Parliament, and committed to safe Custody.

*Ordered.*

That the Lord *Annesly*, do carry up this Message.

A Message from the Lords; by Sir *Timothy Baldwin*, and Sir *William Beversham*,

Mr. Speaker.

The Lords desire a present conference with this House, in the Painted Chamber,

The Messengers being called in.

Mr. Speaker acquaints them, that this House would return their Lordships an Answer, by Messengers of their own.

*Resolved, &c.*

That a Message be sent to the Lords, to acquaint them, that the House having received a Message from their Lordships, whereby they desire a present conference with this House in the Painted Chamber.

That this Answer be returned.

That it is not agreeable to the usage and proceedings in Parliament, for either House, to send for a conference, without expressing the subject matter of that conference.

*Ordered.*

That Mr. *Hambden* do go up with this Message.

Mr. *Hills* being called in, to give this House an account of the two Pamphlets, informed the House, that he Printed them by Order of the Lord Treasurer.

*Ordered.*

That a Committee be appointed to consider of the two Pamphlets, which was Printed by Mr. *Hills* for Mr. *Edwin*, by Order of the Lord Treasurer; and to Report their Opinion thereupon to the House, on Munday next. And it is referred to,

Mr. <i>Vaughan</i> .	Mr. <i>Powle</i> .
Colonel <i>Tims</i> .	Mr. <i>Seymour</i> .
Sir <i>William Poultney</i> .	Sir <i>Patience Ward</i> .
Sir <i>Thomas Meers</i> .	Sir <i>Thomas Lee</i> .
Mr. <i>Hamden</i> .	Sir <i>Thomas Clargis</i> .
Mr. <i>Mountague</i> .	Mr. <i>Dubois</i> .
Mr. <i>Trenchard</i> .	Sir <i>Thomas Player</i> .
Colonel <i>Birch</i> .	Sir. <i>Robert Payton</i> .
Mr. <i>Buscaven</i> .	or any five of them.

A Message from the Lords, by Sir *Edward Low* and Sir *John Franklyn*.

Mr. Speaker.

The Lords desire a present conference with this House, in the Painted Chamber, touching matters, relating to the Earl of *Danby*.

The

The Messengers being withdrawn.

*Resolved, &c.*

That this House will meet the Lords at a present conference in the painted Chamber.

The Messengers being called in.

Mr. Speaker acquaints them that this House does agree to meet their Lordships at a present Conference in the painted Chamber.

*Ordered.*

That Mr. Powle.

Sir Thomas Meers.

Sir Thomas Lee.

Mr. Sacheveril.

Sir John Mallet.

Sir Henry Capel.

Sir Thomas Player.

Mr. Harberd.

Mr. Vaughan.

Collonel Birch.

Lord Cavendish.

Sir Joseph Tredenham.

Sir Thomas Clargis.

Collonel Titus.

Mr. Seymour.

Sir Francis Winnington.

Sir Robert Carr. Do attend & manage the Conference.

Mr. Powle Reports, that the Members appointed had a Conference, at which the Duke of Monmouth spake as followeth.

*I am commanded by the Lords to acquaint you, that their Lordships having taken into consideration, matters relating to the Earl of Danby, together with what his Majesty was pleased to say, upon that Subject; have Ordered that a Bill be brought in, by which*

*Thomas Earl of Danby, may be made for ever incapable of coming to his Majesties presence, and of all Offices and Employments, and of receiving any Grants or Gifts from the Crown, & of sitting in the House of Peers.*

*Resolved, &c.*

That the consideration of this Report, be Adjourned till Munday next.

*Ordered.*

That a Committee be appointed to repair to the Lord Chancellor, and the other Offices, and

in.

inquire into the manner of suing forth the Pardon for Thomas Earl of Danby, and make their Report thereof to the House, on Munday next, and it is referred to Mr. Vaughan.

Sir Thomas Lee.

Sir Thomas Meers.

Mr. Sacheveril,

Sir Francis Winnington.

Mr Powle.

or any three of them.

A Message from the Lords, by Sir Edward Low and Sir John Franklin.

Mr. Speaker.

We are commanded by the Lords, to acquaint you, that their Lordships have agreed to the Address, of this House, to be presented to his Majesty, to appoint a day for a general Fast and Humiliation, and the Lords of the white Staves, having waited upon his Majesty, to know his pleasure when both Houses may attend him, his Majesty hath appointed both Houses to attend him on Munday next, at three of the clock in the afternoon, in the Banquetting house.

And then the House Adjourned till Munday eight of the clock.

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*Lune 24. die Martij. 78.*

**M**R. Harbord being chosen for the Town of Thetford, in the County of Norfolk, and for the Burrough of Camelford, in the County of Cornwall, made his Election to serve for the Town of Thetford.

*Ordered.*

That Mr. Speaker do Issue out his Warrant to the Clerk of the Crown, for a new Writ, for choosing of a Burgess to serve in this present Parliament, for the said Burrough of Camelford.

*Resolved nemine contradicente.*

That this House doth declare, that they are fully satisfied by the Prooffs they have heard, that there now is, and for divers years last past, hath been a Horrid  
and



and Treasonable PLOT and Conspiracy, contrived and carried on, by those of the Popish Religion, for the murdering of his Majesties Sacred Person, and for subverting the Protestant Religion, and the ancient and well Established Government of this Kingdom.

*Ordered.*

That the concurrence of the Lords be desired to this Vate, and that Sir *John Guyes* do go up to the Lords, to desire their Concurrence.

Sir *Henry Capel* Reports from the Committee appointed to inspect the Journal of the Lords, and see what Resolutions they had taken, touching Impeachments, that they had Inspected the Journal of the Lords House, and had agreed upon a Report, which he read in his place, and afterwards delivered in the same at the Clerks Table.

*Resolved, &c.*

That the reading and consideration of the said Report, be adjourned, till Thursday next ten of the Clock.

Sir *Francis Winnington* Reports, from the Committee appointed to inquire into the manner of suing forth the Pardon for *Thomas Earl of Danby*: That the Committee had attended the Lord Chancellor and made a search in all Offices concerned, in passing the Kings Letters Patents, and had agreed upon a Report, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again Read, and is as followeth.

The Committee in pursuance of the Order of the House, went to the several Offices, where the Kings Letters Patents always have and ought to pass.

First we went to Mr. Secretary *Coventrys* Office, and could find no entry of any such Pardon there, and some of the Committee spoke with Mr. Secretary himself, who declared that he knew nothing of the passing the Pardon.

We

Wee likewise went to my Lord *Sunderlands* Office, and Mr. *Bridgman* his Secretary assured us, that there was no entry in that Office of any such Pardon.

But the Committee not being satisfied with this, they resolved to attend my Lord *Sunderland* himself, this *Munday* morning: But my Lord was pleased to send to the Chair man, the Last Night, to inform the Committee that he knew nothing of the Pardon. From thence the Committee went to the Office of Signet and Privy Seal, and had an account there, that there was no Entry or Memorial of any such Pardon. From thence the Committee went to the Lord Privy Seal and his Lordship told us, that he never heard any Word of the Pardon until the day the King was pleased to mention it in the House of Lords. And further said, That if any such Pardon had come to him, he would have very well Considered, before he would have passed it:

After this the Committee attended my Lord Chancellor, And he was Pleased to acquaint the Committee, that as to the Pardon, he neither advised, drew, nor altered one word of it, and that the Truth of the Fact was thus.

That my Lord Treasurer delivered it to him and being asked by the Committee whether the Pardon extended to Impeachments, his Lordships Answered, That it did, and had these general Words, of all Treasons and Crimes whatsoever, together with the Words *omnia & omnimoda Indictamenta Impetitiones*, & those other Words *licet indictatus vel non indictatus vel non impetratus*, &c. and this was to extend to the seven and twentieth of *February* last, and did bear date the first of *March* instant.

My Lord Chancellor further declared, that my Lord Treasurer desired to have the Pardon pass with all the Privacy in the World, and the reason he gave was

was, because he did not intend to make use of it, but stand upon his Innocency, except False Witnesses should be produced against him, and then he would make use of it, at the last extremity.

After this, my Lord Chancellor said, That he writ a Letter to my Lord Treasurer, wherein he took Notice to his Lordship, that in the first place the Service of the King was to be Considered, and if his Lordship would take his Advice, he thought it was best to let the Pardon pass the Regular Course, that it might be publickly known, that so it might Answer the End his Lordship intended, which was to prevent the Resuming the Impeachment against his Lordship.

The next day after this Letter was sent, my Lord Chancellor Declared to the Committee, That he met my Lord Treasurer at the Committee of Foreign Affairs, where he gave my Lord Treasurer the same Advice as he gave in the Letter, which was to dissuade his Lordship. Thereupon my Lord Treasurer said, That he had acquainted the King with the Contents of the Letter, and that his Majesty did Declare, That He was resolved to have it done, which was to Pass the Pardon with all privacy. Suddenly after this, the King Commanded the Lord Chancellor to bring the Seal to *White-Hall*, which he did to his Lodgings, and being there he laid it upon the Table, thereupon his Majesty Commauded the Seal to be taken out of the Bagge, which his Lordship was Obligated to Submit unto, it not being in his Power to hinder it; and the King Writ his Name upon the top of the Parchment; and then directed to have it Sealed, whereupon the person that usually carried the Purse, affixed the Seal to it.

My Lord Chancellor was pleased to say, That at the very time of affixing the Seal to the Parchment, he

he did not look upon himself to have the custody of the Seal. My Lord Chancellor concluded with this to the Committee, that he took upon himself to know, there was no memorial in any Office whatsoever of this Pardon, from the Secretaries Office, untill it came to his Lordship, but that it was a stampt Pardon by Creation.

*Resolved, nemine contradicente.*

That a Message be sent to the Lords to demand Justice in the Names of the Commons of England against *Thomas Earl of Danby*, and that he may be immediately sequestred from Parliament, and committed to safe Custody.

*Ordered.*

That *Sir Henry Capell* do go up to the Lords with this Message.

*Resolved, &c.*

That an Humble Address be made to his Majesty representing to his Majesty the irregularity and illegality of the Pardon mentioned by his Majesty to be Granted to the Earl of *Danby*, and the dangerous consequence of Granting Pardons to any persons that lie under an Impeachment of the Commons of England, and it is referred to

*Sir John Coventry.*

*Mr. Garraway.*

*Sir Francis Winnington.*

*Mr. Thynn.*

*Sir Thomas Lee.*

*Mr. Powle.*

*Mr. Vaughan.*

*Mr. Reynell.*

*Mr. Sacheverell.*

*Serjeant Ellis:*

*Col. Birch.*

*Mr. Hamben.*

*Sir Thomas Clargis.*

*Mr. Harbord:*

*Sir Henry Capell.*

*Sir William Pultney.*

*Sir Thomas Meres.*

or any three of them to

prepare and draw up the same.

*Resolved, &c.*

That an Humble Address be made to his Majesty,

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that



that all the Papers and Writings, relating to the Discovery of the Plot, and particularly, such Papers and Examinations as have been taken since the Prorogation of the last Parliament, may be delivered to the Committee of Secresy appointed to draw up Articles of impeachment against the Lords in the Tower.

A Message from the Lords by Sir Timothy Baldwin and Sir John Hoskings.

*Mr. Speaker.*

*We are Commanded to let this House know that the Lords taking into Consideration the Message received from this House of Commons on Saturday, That the Earl of Danby might be sequestred from Parliament, and put into safe Custody, did this morning upon debate, Order that the Gentleman Usher of the Black Rod do forthwith take the said Earl into Custody, and him safely keep till he bring him to the Bar of their House to morrow morning.*

*And their Lordships thought fit to acquaint this House of Commons, that this was done before they received the last Message to that purpose.*

*Ordered,*

*That the matter of the Information against Mr. Henry Goring, a Member of this House be Adjourned till Wednesday next, Ten of the Clock in the Forenoon.*

*Ordered,*

*That the consideration of the Information against Sir John Robinson, and Collonel Edward Sackville, two of the Members of this House, be Adjourned till to morrow morning, Ten of the Clock in the Forenoon.*

*And then the House Adjourned till three of the Clock in the Afternoon.*

*Post Meridiem.*

THE House being met, and Mr. Speaker having taken the Chair,

*Ordered,*

That all Committees (but the Committee of Secrecy and the Committee appointed to draw up the Address, representing to his Majesty the irregularity and illegality of the Pardon lately Granted to the Earl of Danby, and the dangerous consequence (Granting such Pardons) be Adjourned.

*And then the House Adjourned till to morrow morning eight of the Clock.*

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*Martis 25. Die Martii 79.*

A Petition of Sir Henry Coker Knight, John Benner, and several other Free-holders of the County of Wilts, on behalf of themselves and the major part of the Free-holders of the same County, complaining of undue and illegal practices in the Sherriff of the said County, in Electing and Returning Sir Richard Grubham to serve in this present Parliament, as one of the Knights of the Shire for the said County, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Privileges to examine the matter thereof, and to Report the same with their Opinions therein to the House.

A Petition of John Bowen, Sherriff of the County of Haverford West, in the County of Pembroke, complaining of undue and illegal practices of one Edward Hughes, in the Electing and Returning of Wil-

*liam Wagon Esq;* to serve in this present Parliament, for the said Town and County of *Haverford West*.

*Resolved, &c.*

That the said Petition be referred to the Committee of Priviledges and Elections, and they are to examine the merits of the Return before the Master of the Election.

A Message from the Lords by *Sir Timothy Baldwin* and *Sir John Hoskins*.

*Mr. Speaker,*

*We are Comanded by the Lords to acquaint this House, that as soon as they received your last Message they did immediately and unanimously concurr.*

A Message from the Lords by *Mr. Baron Littleton* and *Mr. Baron Thurland*.

*Mr. Speaker,*

*We are Comanded by the Lords to acquaint this House, That they sent to Apprehend Thomas Earl of Danby, both to his House here in Town, and to his House at Wimbleton; And that the Gentleman Usurper of the Black Rodd had returned their Lordships Answer, that he could not be found.*

The House taking into Consideration the matter of the Information given by *Mr. Oates* against *Mr. Edward Sackville*, a Member of this House, and the Witnesses being called in and Examined at the Bar of the House.

*Resolved. &c.*

That it does appear to this House by the Evidence this day given at the Bar, That *Mr. Edward Sackville*, a Member of this House, has in several publick Discourses, dishonoured and aspersed the King, and that he has gone about to make it be delivered that there is no Popish-Plot, by villifying and disparaging the Evidence given for the Discovery thereof, and containing the proceedings of Parliament there.

thereupon, and endeavouring to stifle the belief of the Murther of Sir Edmundbury Godfrey by the Papists.

Ordered.

That Mr. *Edward Sackvile*, a Member of this House, be committed to the Prison of the Tower.

Ordered,

That Mr. *Edward Sackvile* be expelled the House.

Resolved, &c.

That an Humble Address be made to his Majesty by such Members of this House as are of his Majesties Privy Council, for removing Mr. *Edward Sackvile* from all publick Employments and Trusts.

Ordered,

That a Bill be brought in to summon *Tho. Earl of Danby* to render himself to Justice by a certain day to be therein limited, or in default thereof to Atcaine him. And it is referred to

Mr. *Powle*.

Mr. *Sacheverell*.

Serjeant *Ellis*.

Mr. *Vaughan*.

Sir *Thomas Stringer*.

Sir *Thomas Meres*.

Sir *Thomas Lee*.

Sir *Thomas Clargis*.

Sir *Francis Winnington*.

Sir *William Pultney*.

or any three of them to prepare and draw up the same.

Ordered.

That the matter of the Information against Sir *John Robinson* a Member of this House be adjourned till to morrow morning Ten a Clock, and that Mr. *Oates* and his Witnesses do then attend.

*And then the House Adjourned till to morrow morning eight of the Clock.*



Mercurij. 26 die Martij 79.

A Petition of Sir *Thomas Cullam*, Barroner: and *John Rotherham* Esq; complaining of several undue and illegal Practices in the Election of Sir *Thomas Harvey* Knight: and *Thomas Jermin* Esq; to serve in this present Parliament, as Burgeses for the Burrough of *St. Edmonds-Bury*, in the County of *Sussex*, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Privileges, to examine the matter, and report the same with their Opinion therein to the House.

A Petition of the Aldermen and Burgeses of the Borough of *Ruthin*, in the County of *Denbigh*, complaining of undue practices in the Election of a Burgess to serve in this present Parliament for the Town and Borough of *Denbigh*, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Privileges and Elections, to examine the matter, and report the same with their Opinion therein to the House.

A Petition of Mr. *Christopher Wane*, complaining of several undue and illegal Practices in the Election, and return, of Sir *Robert Eden* Barroner, and *John Tempest* Esq; to serve in this present Parliament, as Knights of the Shire, for the County of *Pallatine*, of *Durham*. And particularly in the high Sheriff of the said County, in discharging of several Popish Recusants from their Commitment, in order to their Voting for them, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration

ration of the Committee of Priviledges and Elections, to Examine the matter and Report the same with their Opinion therein to the House.

*Ordered.*

That a Committee be appointed to examine the matter of the Misdemeanour of the High Shereffe, of the County of *Palatine of Durham*; in setting at Liberty so many Papists at the time of Election, and the manner of doing it: and to report the same to the House, and it is refered to

Sir <i>Thomas Lee.</i>	Sir <i>Gilbert Garrard.</i>
Mr. <i>Hamden.</i>	Collonel <i>Tempest.</i>
Sir <i>Edmond Jennings.</i>	Sir <i>John Coventry.</i>
Collonel <i>Birch.</i>	Sir <i>Henry Calverly.</i>
Sir <i>Robert Eden.</i>	Mr. <i>Coul.</i>
Sir <i>John Ernle.</i>	Sir <i>John Hotham.</i>
Mr. <i>Stockdall.</i>	Sir <i>Antony Irby.</i>
Sir <i>Robert Peyton.</i>	Mr. <i>Reinal.</i>
Mr. <i>Palmer.</i>	Mr. <i>Wharton.</i>
Mr. <i>Newport.</i>	Mr. <i>Trenchard</i>
Sir <i>James Long.</i>	Sir <i>George Downing.</i>

And they are to meet this Afternoon at three of the Clock in the Speakers Chamber.

*Ordered,*

That the Committee, appointed to Examine the matter, touching the two Pamphlets, Printed by Mr. *Hills*, by order of the Lord Treasurer, be received and doe sit this Afternon, in the place formerly appointed. And that Mr. Speaker, do deliver to the said Committee, the Originals by which they were Printed.

The House being informed, that Doctor *John Nelson*, was the Author of the Pamphlet, Intituled a Letter from a *Jesuite at Paris*, to his Correspondent in

*London* : Shewing the most effectual way, to ruin the Government, and the Protestant Religion.

*Ordered,*

That Doctor *John Nelson*, be sent for in Custody of the Serjeant at Arms, to inform the House touching the said Pamphlet.

*Ordered,*

That a Committee be appointed, to Inspect the Temporary Laws, that will expire with this Session of Parliament, and report the same to the House, and it is referred to :

Sir *Antony Irby*.

Mr. *Thyn*.

Sir *Thomas Player*.

Mr. *Palmes*.

Sir *Edward Deering*.

Sir *Gilbert Gerrard*.

Sir *Patience Ward*.

Sir *Herbert Croft*.

Sir *Scrope How*.

Sir *Thomas Leigh*.

Sir *Phillip Egerton*.

Collonel *Birch*.

Mr. *Stockdale*.

Mr. *Garraway*.

Mr. *Mildmay*.

Sir *Robert Peyton*.

Mr. *Thistlewait*.

Sir *Anthony Deane*.

Sir *George Downing*.

Sir *Francis Drake*.

Sir *William Thomas*.

Mr. *Treby*.

Sir *Jonathan Knight*.

Sir *John Waller*.

Mr. *Goreing*.

Sir *Henry Capel*.

Sir *John Clobery*.

Sir *John Wynn*.

Mr. *Seymour*.

Sir *Hugh Owen*.

Sir *William Escourt*.

Sir *Philip Skippon*.

Sir *Ralph Dutton*.

Sir *Eliab Harvey*.

Sir *John Pelham*.

Mr. *Buscawen*.

Mr. *Partridge*.

Sir *Edmond Jennings*.

Mr. *Lewis*.

Mr. *Foley*.

Sir *John Wynn*.

Lord *Fairfax*.

Sir *Ralph Dalawall*.

Sir *Jeseph Tredinham*.

Sir *Roger Norwick*.

And they are to meet this Afternoon, at three of the Clock in the Speakers Chamber.

A Bill, to summon *Thomas Earl of Danby*, to render himself to Justice, by a certain day, to be therein limited, or in default thereof, to be attainted, was read the first time.

*Ordered.*

That the Bill, be read a second time to Morrow morning.

*Ordered,*

That the matter of Mr. *Cherwins* Information against Sir *Robert Southwell*, a Member of this House, touching Mr. *Dugdates* Evidence, relating to the Discovery of the Murther of Sir *Edmond-Bury Godfrey* be heard at the Barr of this House, on *Friday* next, the first Business.

A Petition of several Free holders of the County of *Leicester*, complaining of the undue Election and return of the Lord *Ross*, and the Lord *Sherrard*, to serve in this present Parliament, as Knights of the Shire of the said County, in injury of the Petitioners, was read.

*Ordered.*

That the matter of this Petition, be heard at the Barr of this House, on this day fortnight; and that the high Sheriff, and under Sheriff of the said County doe then attend,

*Ordered.*

That a Bill or Bills, be brought in to regulate the Elections of Members, to serve in Parliament, upon the debate of the House: and it is referred to

Mr. *Holmden.*

Mr. *Garraway.*

Mr. *Sacheverell.*

Sir *John Clobery.*

Sir *Roger Norwich.*

Mr. *Freake.*

Sir *Robert Peyton.*

Collonel *Birch.*

Sir *Gilbert Gerrard.*

Sir *John Talbot.*

Mr. *Reynell.*

Sir *William Pultney.*

Sir *John Wynn.*

Mr. *Hobkins.*

Sir



Sir Thomas Meers.

Mr. Savage.

Sir John Coventry.

Serjeant Magnard.

Mr. Foley.

Sir Francis Winnington.

Sir John Dawney.

Sir William Escourt.

Sir Edward Deering.

Secretary Coventry.

Collonel Tempest.

Mr. Bennet.

Sir Robert Markham.

Sir William Ellis.

And they are to meet to Morrow at three of the Clock in the Afternoon, in the Speakers Chamber, and that they doe take into consideration the Judgment, that was given in the Case of Sir Samuel Bernardistone.

A Message from the Lords, by Sir Timothy Baldwin and Sir John Hoskins.

Mr. Speaker,

The Lords have sent you down a Bill, Intituled an Act for the better Discovery, and speedy Conviction of Popish Recusants, to which they desire the Concurrence of this House.

*Ordered.*

That the matter of the Information against Sir John Robinson, a Member of this House, be adjourned till Saturday next, and that Mr. Oats and his Witnesses do then attend.

And then the House adjourned till to Morrow morning, eight of the Clock.

*Fevis 27. die Marcij 79.*

A Message from the Lords by Sir Miles Cook and Sir John Hoskins.

Mr. Speaker.

The Lords have past a Bill, Intituled *An Act for Banishing and disabling Thomas Earl of Danby.* which they desire the concurrence of this House.

An Engroft Bill sent down from the Lords Intituled, *An Act for the better discovery, and more speedy Conviction of Popish Recusants*: was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

A Petition of *Richard Derham* Esq; setting forth, that he was duly Elected, to serve in this present Parliament for the Burrough of *New Radnor*: but notwithstanding, one *John Luntly*, Bayliff of the said Town, hath returned Sir *Edward Harly*, to serve in this present Parliament, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

*Resolved, &c.*

That the said Petition do ly upon the Clerks Table, till Mr. *Derham* do come and own the same.

*Ordered.*

That the Committee appointed to inspect the Temporary Laws, that will expire this Sessions of Parliament, be revived, and do sit this afternoon, in the place formerly appointed.

A Bill to summon *Thomas* Earl of *Danby*, to render himself to Justice, by a certain day, to be therein limited, or in default thereof to attaint him, was read the second time.

*Resolved, &c.*

That the Bill be committed to

Sir <i>Francis Winnington.</i>	<i>Lord Cavendish.</i>
Sir <i>Francis Drake.</i>	<i>Mr. Garraway.</i>
Mr. <i>Seymour.</i>	<i>Mr. Mountague.</i>
Mr. <i>Powle.</i>	<i>Sir Thomas Stringer.</i>
<i>Collonel Titus</i>	<i>Mr. Upton.</i>
Mr. <i>Sacheveril.</i>	<i>Sir Francis Russel.</i>
Serjeant <i>Ellis.</i>	<i>Sir William Poultney.</i>
Col. <i>Birch.</i>	<i>Mr. Bennet.</i>

Mr.

Mr. Williams.

Mr. Hamden.

Serjeant Seyes.

Sir Edmund Jennings

Mr. Booth.

Sir Robert Carr.

Sir Robert Peyton.

Sir John Erule.

Sir Thomas Lee.

Mr. Whorwood.

Sir John Clobery.

Sir Charles Harbord.

And they are to meet this afternoon, at three of the clock, in the Speakers Chamber, and are to bring in a clause for the discovery of all Trusts relating to the Earl of Danby, and that he may be made incapable of receiving any Pardon, but by Act of Parliament, wherein he shall be particularly named.

*Ordered,*

That Mr. Serjeant Street, have leave to go the Welsh Circuit.

A Message from the Lords, by Sir William Beversham and Sir John Hoskins.

Mr. Speaker.

The Lords have sent you a Bill, Intituled *An Act so disable any person from sitting in any of the Houses of Convocation, till he hath taken the Oaths, and made and subscribed the Declaration therein contained.* To which they desire the Concurrence of this House.

An Engrossed Bill, Intituled *An Act for Banishing and Disabling Thomas Earl of Danby,* was read.

The Question being put whether it should be read a second time.

It passed in the Negative.

*Resolved, &c.*

That the Bill be rejected.

A Petition of Sir Francis Rolls, Barronet, complaining of undue Practices in the Electing and returning of Collonel Ralph Stawell, to serve in this present Parliament, for the Burrough of Bridgwater, was read.

*Re-*

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same with their Opinion therein, to the House.

*Sir Thomas Gbecheley*, acquaints the House, that his Majesty had been attended with the Address of this House, desiring his Majesty that all Papers and Examinations relating to the Discovery of the Plot, might be transmitted to the Committee of Secresy, and his Majesty Comanded this Answer to be returned, That those Papers and Examinations, were delivered to the Committee of Lords, and so soon as they were dispatched there, they should be sent to the Committee of Secresy, appointed by this House.

And then the House adjourned till  
to morrow Morning eight of  
the Clock.

*Veneris 22. die Marcij, 78.*

**A** Bill for the better securing the liberty of the Subject, was read the first time.

*Resolved, &c.*

That the Bill be read a second time, on Munday Morning, ten of the Clock.

*Ordered.*

That the Members of this House, that serve for the City of *London*, do examine the matter, concerning the Letter, sent to Mr. Speaker, and report the same to the House.

A Petition of *Sir Christopher Calthrope*, Knight ; was read, setting forth, That Whereas, the Case indifferent between him and *Sir John Hobard*, Borronet : is to be heard at the Barr of this House, on *Friday* the  
E-



Eleventh of *April* next : But he being forely visited with the small Pox : cannot be able to attend the Service of the House, and therefore Prayes a further time for the hearing the said cause.

The question being put, for granting the Petitioner further time.

It passed the Negative.

A Petition of *Ralph Stawell Esq;* praying that the merits of the Cause may be heard, with the matter of the return, for the Burrough of *Bridge-water*, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges that the Committee doe make report of the matter of the said Petition to the House.

A Petition of *William Clark Esq;* complaining of severall undue practices in the Election of Burgesses to serve in this present Parliament, for the Borough of *Bridge-water*, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, and that the Committee doe make a special report of the matter of the said Petition.

A Petition of *John Wolrich Esq;* complaining of undue practices in the Election of *Sir Thomas Whitmore*, Knight of the Bath, and *Sir William Whitmore*, Barronet, as Burgesses to serve in this present Parliament, for the Borough of *Bruges* alias *Bridgnorth*, was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter and report the same with their Opinions therein to the House.

Mr.

Mr. Chancellor of the Exchequer acquaints the House that his Majesty had been Attended with the Address of this House, desiring his Majesty that all Papers and Examinations relating to the Discovery of the Plot, may be transmitted to the Committee of Secrecy; and his Majesty was pleased to say, That those Papers were before the Committee of Lords, but he would give Order to the Lord Chancellor to get them dispatched there, with all Expedition, and to deliver them to the Committee of Secrecy appointed by this House.

A Petition of *Richard Derham* Esq; complaining of undue practices in the Election of a Burgess to serve in this present Parliament for the Town of new Radnor, was tendred to be read; And Mr. *Derham* being called in to the Bar of the House, did own the said Petition.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Election and Priviledges to examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Edward Hales* Esq; complaining of undue practices in the Mayor of *Quinburrrough*, in Returning *James Harbert* Esq; to serve in this present Parliament for the said Burrough of *Quinburrrough* was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of *Algernoone Sidney* Esq; was read, setting forth, that he was duly Elected to serve as a Burgess in this present Parliament for the Borough of *Giltisford*. But by several undue practices, *Thomas*

*mas Dalmahoy Esq;* procured himself to be returned.  
*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *John Pollen Esq;* was read, setting forth that he was duly Elected to serve in this present Parliament with *Francis Pawlet Esq;* for the Borough of *Andover*, but by several illegal and undue practices *William Withers Esq;* procured himself to be returned as Burgefs for the said Borough.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter of Complaint, and Report their Opinion thereupon to the House.

A Petition of *William Clark* and other Free-holders of the County of *Warwick*, on behalf of themselves and the major part of the Free-holders of the said County, complaining of several illegal and unwarrantable practices in the Election of Knights of the Shire to serve in this present Parliament for the said County of *Warwick*, was read.

*Resolved, &c.*

That the matter of the said Petition, be heard at the Bar of this House on Munday next come fortnight, and that the High Sherriff and under Sherriff of the said County of *Warwick* do then attend.

The House then taking into Consideration the matter of the Information against *Sir Robert Southwell*, a Member of this House.

*Resolved, nemine contradicente.*

That this House be fully satisfied in the Integrity, Diligence and Fairhsfulness of *Sir Robert Southwell*, a Member of this House, in his taking and entring of the

the Informations of the Witnesses touching the discovery of the Treasonable and Popish Plot, and of the Murder of Sir *Edmundbury Godfrey* by the Papists, and that he had deserved very well of the King and Kingdom by his Pains and Care taken therein.

*Ordered,*

That the Ingrossed Bill intituled *An Act to disable any person from sitting in any of the Houses of Convocation till he hath taken the Oaths, and made and subscribed the Declaration therein contained, be read to morrow morning, And then the House*

*adjourned till to morrow morning eight of the Clock.*

*Sabbati 29. Die Martii 79.*

*Ordered,*

That the Orders and Proceedings of this House after they are read every morning, be entred in the Journal the same day.

*Ordered,*

That a Committee be appointed to Inspect the Journal every morning, and see that true entries be made. And it is referred to

*Mr. Papillon.*

*Sir John Knight.*

*Sir Francis Drake.*

*Mr. Mildmay.*

*Sir John Clobery.*

*Mr. Dubois.*

*Sir Ralph Ashton.*

*Mr. Rushworth.*

*Sir Rob. Eden.*

*Mr. Buscaven.*

*Mr. Tempest.*

*Sir Robert Markham*

*Sir Patience Ward.*

*or any two of them.*

The House being informed, That Sir *Halfwel Tint*, Barronet, is Returned to serve in this present Parliament for the Borough of *Bridgwater* in the County of *Somerset* by two Indentures, and that he ought to Sit.

F

*Ordered,*



*Ordered.*

That it be referred to the Committee of Elections and Priviledges to examine the matter of the said Return, the first Business, and Report the same with their Opinions therein to the House.

Sir Robert Peyton Reports from the Committee to whom the Bill to Summon *Thomas Earl of Danby* to render himself to Justice by a certain day, or in default thereof to be Attainted, was Committed, That the Committee had met and had gone through the Bill, and had made some amendments, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were twice read, and with some amendments made at the Table, were upon the Question severally agreed to.

*Resolved, &c.*

That the Bill with the Amendments agreed to, be ingrossed.

*Resolved, &c.*

That this House will on Tuesday next at Ten of the Clock, take into Consideration the disbanding of the Forces that have been raised or brought over from beyond the Seas, since the 29 of September 1677, and that yet remain undisbanded, and the Pay-master of the Army, and the Commissary of the Musters do then bring in an Account of the respective Regiments, Troops and Companies or parts of Regiments, Troops and Companies that have been raised or brought over from beyond the Seas since the said 29 of September 1677, and that yet remain undisbanded, and what is due to them.

Mr. *Everard* being called in, and having given Evidence touching the Information against Sir *John Robinson* a Member of this House; and the House being informed that there were several Papers and Examinations taken from Mr. *Everard*, and now

the Hands of Mr. *Secretary Coventry*, and Mr. *Secretary Coventry* being indisposed, and not able to attend the Service of the House.

*Resolved, &c,*

That the further Consideration of the matter of the Information against Sir *John Robinson* a Member of this House be Adjourned till this day sevensnight.

A Petition of Sir *Thomas Willis* Baronett and *Roger Pepys* Esq; complaining of undue practices in the Election of Burgesses to serve in this present Parliament for the Town of *Cambridge* was read.

*Resolved, &c.*

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter of the said Petition, and Report the same with their Opinions therein to the House.

*Ordered,*

That the Committee of Elections and Priviledges do sit on Munday next, and have liberty to receive Petitions relating to Elections on that day only.

And then the House adjourned  
till Tuesday morning next  
eight of the Clock.

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*Martis 1. die Aprilis 1679.*

*Ordered,*

That Doctor *Jeane* be desired to Preach before this House on the eleventh day of *April* Instant, in the morning; and that Mr. *Sharpe* be desired to Preach before this House on that day in the Afternoon, being that day appointed by his Majesty for a solemn Fast and Humiliation, and that Dr. *Edisbury* do give notice of Dr. *Jeane* of the desire of this House, and Mr. *Worship* to Mr. *Sharpe*.

*Ordered,*

That the matter of the undue and illegal practice in the Election of Knights of the Shire to serve in the present Parliament for the County of *Norfolk*, which was appointed to be heard at the Bar of this House on Friday the Eleventh day of *April* instant, be adjourned till Saturday the twelfth day of the same month. The House being informed that there is a false and scandalous Pamphlet dispersed abroad, which goes by the Name of Sir *Francis Winningtons* Speech, and a Copy thereof being this day delivered to the House.

*It is thereupon Ordered.*

That a Committee be appointed to inquire into the Authors and Publishers of the said Pamphlet, and also of any other Pamphlets of the like nature, and Report the same to the House. And it is referred to

Sir *Anthony Irby.*

Mr. *Wogan.*

Sir *Thomas Stringer.*

Mr. *Colt.*

Col. *Birch.*

Mr. *Powle.*

Sir *Tho. Meres.*

Mr. *May.*

Sir *Robert Peyton.*

Sir *Tho. Lee.*

Col. *Titus.*

Sir *Fra. Russel.*

Mr. *Buller.*

Mr. *Partridge.*

or any three of them, and they are to meet this Afternoon at three of the Clock in the Speakers Chamber, and are impowered to send for Persons, Papers and Records.

Sir *Thomas Meres* Reports from the Committee of Elections and Privileges, That the Committee had taken into Consideration the matter of the Return for the Borough of *Montgomery*, and had agreed upon a Report, which he read in his place and afterwards delivered the same in at the Clerks Table where the same was read, and is as followeth.

There are two Indentures both dated the eighteenth day of *February*, one between *John Williams* Esq.

Sher

Sherriff of the County of *Montgomery* of the one part, and *Whittingham* and *Roger Jones* Bayliff, and many Burgesses of the said Borough of the other part wherein Mr. *Matthew Price* is returned, and is signed by both the Sherriff and many Burgesses and a large Seal against the Bayliffs names and a Seal to each of the Burgesses names. The other Indenture between the same Sherriff of the one part and many Burgesses of the Borough of *Montgomery, Poole* and *Kanvilling*, in the same County of the other part, whereby Mr. *Edward Lloyd* is returned, and is Signed by many of the said Burgesses, but not either of the Bayliffs hands, nor any Seal at all.

Whereupon the Committee came to this Resolution.

*Resolved, &c.*

That it is the Opinion of this Committee, That the Indenture wherein *Matthew Price* Esq; is returned to serve in this present Parliament for the Borough of *Montgomery* is well and duly Returned, and by the proper Officers, and that thereupon he ought to sit in this present Parliament, as well Returned for the said Borough of *Montgomery*.

*Resolved, &c.*

That this House doth agree with the Committee, That the Indenture wherein *Matthew Price* Esq; is returned to serve in this present Parliament for the Borough of *Montgomery* is well and duly returned, and by the proper Officers, and that thereupon he ought to Sit in this present Parliament as well and duly Returned for the said Borough of *Montgomery*. Sir *Thomas Meres* further Reports from the Committee of Elections and Priviledges, That the Committee had



taken into Consideration the matter of the Return of the Borough of *Brecon*, and had agreed upon a Report which he Read in his place, and afterward delivered the same in at the Clerks Table, where the same was read, and is as followeth.

To the Writ for *Brecon* there is affixt.

1. An Indenture dated the eight and twentieth *February* last, made between *Richard Jones* and *Le celot Herbert* Aldermen of the Borough of *Brecon* and many other Burgeses of the said Borough of the one part, and *Thomas Bulcott* Sherrieff of the County of the other part, Witnessing, That by Virtue of a Mandate to the Bayliffe of the said Borough, directed, the said Alderman and Burgeses had choosen *Thomas Mancell* Esq; Burges for the said Borough. In Witness whereof the said Alderman and Burgeses had set their Hands and Seals; and accordingly the said Burges is set their Hands and Seals of the said Alderman and a Multitude of others, but the Bayliff is neither party to the Indenture, nor his Hand and Seal to it.

2. And also there is another Indenture affixed to the said Indenture. Dated the same day, made between the said Sherrieff of the County of *Brecon* of the one part, and *John Waters* Esq; Bayliff of the said Borough of the other part, Witnessing that the said Bayliff with the will and Assent and Consent of the rest of the Burgeses of the said Borough (by vertue of a Warrant of the said Sherrieff to the said Bayliff directed) hath made Choice and Election of *John Jefferies* Esq; to be Burges for the said Borough, In Witness whereof the said Bayliff and Burgeses have set not only the Common Seal of the said Borough, but also their own Hands and Seals, accordingly there is a broad Seal affixed to it, and subscribed *John Waters*, Bayliff; and many other Hands and Seals are also set thereunto.

*Resolved, &c.*

That it is the Opinion of this Committee.

That the Indenture wherein *John Jefferyes* Esq; is returned to serve in this present Parliament, for the Borough of *Brecon*, is well and duly returned to serve in this Parliament, for the said Borough of *Brecon*.

*Resolved, &c.*

That this House doth agree with the Committee.

That the Indenture wherein *John Jefferyes* Esq; is returned to serve in this present Parliament for the Borough of *Brecon*, is well and duly returned and by the proper Officer, and that thereupon he ought to sit as well and duly returned to serve in this Parliament for the said Borough of *Brecon*.

Sir *Thomas Meers* further reports, from the Committee of Elections and Priviledges, That the Committee had taken into Consideration, the matter of the return of the Town and Port of *Dover*, and had agreed upon a Report, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was Read, and it is as followeth.

The Writ is directed *Constabulario Castri Dover ac custod. Quinque Portum. vel ejus locum Tenn. ibidem*, upon which Writ is indorsed thus, *Executio istius bres. patet in quibusdam, schedul. huic brevi, annexat. Responsio Johis Strode Armiger. loc. Teneu. Dni. Regis Castr. Dover, &c.*

I. To which Writ is affixed a precept made by *John Strode* Esq; the Kings Lieutenant of *Dover* Castle, directed to the Mayor Jurats and commonalty of the Town and Port of *Dover* in the County of *Kent* to chose two Barons for the said Port, upon which precept is indorsed thus *Executionem istius mandati patet in quad. Indentura huic annex. per Major. Jurat,*

rat & communitat. ville & Port. Dover. predict. in  
Commitatu predict.

II. There is affixed to the said Writ, an Indenture dated the third day of *March* last, made between *John Strode* Esq; Lieutenant of his Majesties Castle of *Dover* of the one part, and the Mayor, Jurats and Commonalty have chosen *William Stokes* Esq; and *Thomas Papillion* Esq; to be their Barrons, and in Witness thereof the said Mayor, Jurats and Commonalty had caused their Common Seal to be affixed thereto, and accordingly there is a large Seal, affixed to the same Indenture.

III. There is affixed to the same Writ, a Writing purporting an Indenture, but made between no Body, Witnessing that the Major, Jurats and Barrons of the Town and Port of *Dover*, in a full Hundred there, that is to say, *George West* Deputy, Major *John Valie*, and *Aaron Wellard*, Jurats five of the Common Council and ten other stiled Barrons of the said Port, have chosen *Thomas Papillion* Gent. and *John Strode*, Esq; our Coin Barrons. In Witness whereof we the Major Jurats and Barons of the Port aforesaid, have put our Hands, and Seals, and 'tis subscribed by *George West*, Deputy Major, and seventeen others, and eighteen Seals affix at the Bottom. But no great or Common Seal either to it or mentioned so to be,

*Resolved, &c.*

That it is the Opinion of this Committee.

That the Indenture wherein *William Stokes* Esq; and *Thomas Papillion* Esq; are returned to serve in this present Parliament, as Barons for the Town and Port of *Dover*, is well and duly returned to serve in this present Parliament, for the said Town and Port of *Dover*.

*Resolved, &c.*

That this House doth agree with the Committee,

*That*

That the Indenture, wherein *William Stokes* Esq; and *Thomas Papillion* Esq; are returned to serve in this present Parliament, as Barons for the Town and Port of *Dover*, is well and duly returned, and by the proper Officer, and that thereupon they ought to sit as duly returned to serve in this present Parliament, for the said Town and Port of *Dover*.

*Sir Thomas Meers*, further Reports from the Committee of Elections and Priviledges, that the Committee had taken into Consideration, the matter of the return for the Borough of *Bridgwater*, and had agreed upon a Report, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was Read, and it is as followeth: About the return for *Bridgwater*, It appears that *Sir Halswell Tynt*, is returned in an Indenture affix to the Writ, with *Sir Francis Rolls*, under a Seal of the Borough of *Bridgwater*, and the Mayors Hand also to it.

And there is also produced to the Committee, another Indenture, wherein *Sir Halswell Tynt* is returned singly, as one of the Burgessees of the said Borough, under a larger Common Seal of the said Borough.

And *Mr. William Harbord*, a Member of the House in his place declared, That the same day this Parliament began, which was the sixth of *March* last, *Sir Halswell Tynt*, came to him, and shewed him the last mentioned Indenture, That thereupon he and *Sir Halswell Tynt*, went to the Sheriffe, to desire him to affix it to the Writ, which he was very willing to doe, but that he had carried in all the returns of that County, to the Clerk of the Crown, and therefore could not affix it himself, but went with *Mr. Harbord* and *Sir Halswell Tynt*, to the Clerk of the Crown to *Westminster*, and desired him to affix it, which he refused to doe, saying, he had already made out his Book of  
Re-



Returns, and could not then accept this Indenture.

But the Committee being satisfied that Sir *Halswell Tynt*, was Elected both by the secret Number of Capital Burgesses, and also by the Popularity. And that the Petitioners, who complain of the said Election do admit him to be duly Elected.

*Resolved, &c.*

That it is the Opinion of this Committee.

That the Clerk of the Crown, shall affix the Indenture wherein Sir *Halswell Tynt*, is singly returned to the Writ, for the County of *Summerset*, and that Sir *Halswell Tynt*, ought thereupon to sit as duly returned to serve in this present Parliament for the Burough of *Bridgwater*.

*Resolved, &c.*

That this House doth agree with the Committee.

That the Clerk of the Crown, shall affix the Indenture, wherein Sir *Halswell Tynt*, is singly returned to the Writ, for the County of *Summerset*. And that Sir *Halswell Tynt*, ought thereupon to sit as duly returned to serve in this present Parliament, for the Burough of *Bridgwater*.

And the Clerk of the Crown being called in, did affix the Indenture, wherein Sir *Halswell Tynt*, is singly returned to the Writ, for the County of *Summerset*.

To the Writ for Elections of Members for the County of *Summerset* is annexed.

I. An Indenture dated the twentyeth day of *February* last, and made between *John Carew* Esq; Sheriff of the County of *Summerset*, of the one part, and Sir *Edward Phylips* Knight, and eight others Capital Burgesses of the Burough of *Iwelchester*, of the other part Witnessing, That according to the form of a Breve to the Bayliffe of the said Burough directed the said Burgesses and others who were intressed in the  
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Proclamation in the said Indenture aforementioned had chosen *Edward Philips* and *Robert Hunt* Esquires two Burgesses for the said Borough, in Witness whereof the said Burgesses had put their Common Seal and accordingly there is a broad Seal affixt thereto, and several Hands subscribed: but the Bayliffe is neither party to the said Indenture, nor hath set his Hand or Seal to it.

2. There is also affixt to the said Writ another Indenture dated the same day, made between the Sheriffe of the one part, and the Bayliffe and Burgesses of the Burough of *Ivelchester* of the other part, Witnessing, that by virtue of a Precept from the said Sheriffe, the said Bayliffe, Burgesses, and inhabitants of the said Borough, have Elected *William Strode* Esq; and *John Speke* Esq; to be Burgesses of *Ivelchester* aforesaid. In Witness whereof the said Bayliffe or his Deputy together with the Burgesses of the said Borough have put their Hands and Seals, To which Indenture there is only one Seal affixt, and over it *Thomas Holliard* Bayliffe, and upon the same Indenture *John Lockyer*, *George Slade*, and on the back is indorsed many Witnesses, to the Signing, Sealing and delivery thereof.

*Resolved, &c.*

That it is the Opinion of this Committee.

That the Indenture wherein *William Strode* Esq; and *John Speke* Esq; are returned Burgesses to serve in this present Parliament, for the Borough of *Ivelchester* in the County of *Sumerfet*, is well and duly returned, and by the proper Officer, and that thereupon they ought to sit as duly returned to serve in this present Parliament for the said Borough.

*Resolved, &c.*

That this House doth agree with the Committee.

That the Indenture wherein *William Strode* Esq;  
and

and *John Speke* Esq; are returned Burgesses to serve in this present Parliament for the Borough of *Ivelchester* in the County of *Sumerfet*, is well and duly returned by the proper Officer, and that thereupon they ought to sit, as duly returned to serve in this present Parliament for the said Borough.

A Bill for summoning *Thomas* Earl of *Danby*, to render himself to Justice by a certain Day, or in default thereof, to attain him of High Treason, was read third time, and some amendments being made at the Table.

*Resolved, &c.*

That the Bill do pass and the Title be an Act for the attainder of *Thomas* Earl of *Danby* of High Treason, and that *Sir Robert Peyton* doe carry up the Bill to the Lords for there concurrence.

*Ordered.*

That the bill for the better securing the Liberty of the Subject be, read to morrow morning the first business. And that the report from the Committee appointed to inspect the Temporary Laws, that will expire with this Sessions of Parliament be made next after the reading of the said bill.

The House then took into Consideration the disbanding of the Forces, Raised or brought from beyond the Seas, since the 29 of *September*, and that yet remain undisbanded, and what is due to them; and *Mr. Kingdom* the Pay-master of the Army, having according to the Order of the House, delivered in an Account relating to the said Forces and the same being read at the Table.

*Ordered,*

That a Committee be appointed to inspect and examine the said Accounts and draw up a State of the same, and present it to the House, and it is referred to

Sir

Sir George Downing	Mr. Powle.
Mr. Seamour.	Sir Robert Atkins.
Mr. Vaughan.	Sir John Hotham.
Sir John Guyes.	Alderman Love.
Sir Robert Carr.	Sir Samuel Bernardiston.
Sir Henry Capell.	Mr. Partridge.
Sir Thomas Player.	Mr. Papillon.
Mr. Garraway.	Col. Birch.
Sir Robert Peyton.	Mr. Dubois.
Sir John Knight.	Sir Francis Drake.
Mr. Urnon.	
Sir Anthony Irby.	Sir Gilbert Gerrard.
Sir Anthony Dean.	Sir Wil. Coventry.
Mr. Kingdon.	Sir Tho. Clargis.
Sir Robert Howard.	Sir Edward Harley.
Mr. Russel.	Sir Ralph Denall.
Mr. Gower.	Sir Eliab Harvey.
Mr. Mildmay.	Sir Wil. Portman.
Lord Annesley.	Mr. Sacheverell.
Mr. Freake.	Sir Vincent Corbet.
Mr. Johnson.	Col. Strangeways.
Mr. Booth.	Sir Thomas Meres.
Sir Robert Markham.	Sir Thomas Stringer.

And they are to meet this Afternoon at four of the Clock in the Speakers Chamber, and are impowered to send for Persons, Papers and Records.

*Resolved, &c.*

That the continuing of any standing Forces in this Nation, other than the Militia, is Illegal, and a great grievance and vexation to the people.

A Petition of *Edward Sackville Esq;* committed to the prison of the Tower, by this House, acknowledging his offence, and begging the pardon and favour of the House that he may be discharged of his Imprisonment.

*Ordered,*



*Ordered.*

That Mr. *Sackvile* be discharged of his Imprisonment, and that Mr. Speaker do issue out his Warrant accordingly.

And then the House Adjourned till tomorrow morning eight of the clock.

*Mercury 2. die Aprilis 79.*

**M**R. Chancellor of the Dutchy of *Lancaster*, being Elected to serve in this present Parliament, both for the County of *Lincoln* and for the Burrough of *Preston* in the County of *Lancaster*, made his Election to serve for the County of *Lincoln*.

*Ordered.*

That Mr. Speaker doe issue out his Warrant to the Clerk of the Crown, to make out a new Writ for Electing of a Burgeſſs to serve in this present Parliament, for the Burrough of *Preston*, in the County of *Lancaster*.

A Complaint being made of a breach of Priviledges committed upon Mr. *Lucy*, a Member of this House, by one *Joseph White*, one of his Majesties Messengers, and *Stephen Holland*, in seizing and detaining his Coach and Horses, after he was returned to serve in the last Parliament, for the Burrough of *Tarmouth*, in the *Iſle of Wight*.

*Ordered.*

That it be referred to the Committee of Priviledges and Elections, to Examine the matter of the breach of Priviledges committed upon Mr. *Lucy* a Member of this House, and to Report the same with their Opinion therein to the House.

A Bill for the better securing the Liberty of the Subject, was read the same time.

*Re-*

*Resolved, &c.*

That the Bill be committed upon the debate of the House to

Serjeant Maynard.

Sir Thomas Clargis.

Sir John Hewley.

Sir Nicholas Pedley.

Sir Thomas Lee.

Sir John Mallet.

Sir Anthony Irby.

Sir Francis Drake.

Mr. Reynal.

Sir John Wynn.

Sir Gilbert Gerrard.

Mr. Jacob.

Sir Edward Deering.

Sir John Trevor.

Sir Thomas Meers.

Sir Thomas Player.

Sir Vincent Corbet.

Mr. Papillion.

Mr. Williams.

Sir Christopher Musgrave.

Sir William Estcourt.

Sir John Hotham.

Sir James Oxendon.

Mr. Speke.

Sir Robert Peyton.

Mr. Wogan.

Serjeant Street.

Mr. Stockdale.

Sir Charles Cesar.

Mr. Pilkinton.

Sir Henry Thomson.

Mr. Thurborn.

Mr. Trenchard.

Sir Henry Capel.

Mr. Thynn.

Sir John Knight.

Collonel Titus.

Sir Henry Ford.

Mr. Kellard.

Mr. Roberts.

Mr. Palmes.

Mr. Seymour.

Sir John Darrel.

Mr. Ouslow.

Mr. Vaughan.

Sir Walter Young.

Mr. Apreece.

Collonel Birch.

And all the Gentlemen of the Long Robe, and all that come are to have Voices, and they are to meet too morrow at two of the clock in the afternoon, in the Exchequer Chamber.

Mr. Palmes Reports from the Committee appointed to inspect the Temporary Laws, that will expire with this Session of Parliament. That the Committee had agreed upon a Report, which he read in his place, and at-

afterwards delivered the same in at the Clerks Table, where the same was read, and is as followeth.

(13. Car. 2. Cap. 8.) *An Act for providing necessary Carriages for his Majesty in his Royal Progress and removal.*

(13. and 14. Car. 2. Cap. 2.) *An Act for repairing the High Ways, and Sewers, and Paving and keeping clean the Streets in and about the City of London and Westminster, and for reforming of annoyances and disorders in the Streets of London and Westminster, and places adjacent, to the said Citties, and for the regulating and Licensing of Hackney Coaches, and for enlarging of several streight and inconvenient Streets and passages.*

(Ibidem Cap. 6.) *An Act for relief of poor and maimed Officers and Soldiers, who have faithfully served his Majesty and his Royal Father, in the late Wars.*

(Ibid. Cap. 12.) *An Act for better relief of the poor of the Kingdom (excepting what relates to the Corporations mentioned and constituted thereby.)*

(Ibid. Cap. 20.) *An Act for providing of Carriage for Land and by Water, for the use of his Majesties Navy and Ordnance.*

(Ibid. Cap. 21.) *An Act for preventing the unnecessary charge of Sheriffs, and for ease in passing their Accounts.*

(Ibid. Cap. 32.) *An Act for the better regulating of the Manufacture of broad Woollen Cloth, within the West riding of the County of York.*

(Ibid. Cap. 33.) *An Act for preventing abuses in Printing Seditious, Treasonable and unlicensed Books and Pamphlets, and for regulating of Printing and printing Presses.* (17. Car. 2. Cap. 4.) *an Act for continuance of a former Act, for regulating the Press.*

(15. Car. 2. Cap. 5.) *An Act for regulating Select Vesteries.*

(18. Car. 2. Cap. 2.) *An Act against importing Cattle from Ireland, and other parts beyond the Seas, and Fish taken by Forreigners.*

*Resolved, &c.*

That the House will on Tuesday next; at ten of the Clock, resolve it self into a Committee of the whole House, to consider of the Act against Importation of Cattel from *Ireland*, and other parts beyond the Seas, and Fish taken by Forreigners.

*Ordered.*

That the Report made this day, from the Committee appointed to inspect the Temporary Laws, be referred to the same Committee, to consider what Acts are fit and necessary to be continued; and they are to hear the complaints of the Hackny Coachmen, and to make their Report thereupon to the House. And that all the Gentlemen of the Long Robe be added to the said Committee, and all that come are to have Voices, and they are to meet this afternoon at three of the clock, in the Speakers Chamber, and they are impowred to send for persons, papers and Records.

And then the House Adjourned, till to morrow morning, eight of the clock.

*Fovis 3 die Aprilis 79.*

SIR *Thomas Clargis* Reports from the Committee appointed to prepare and bring in a Bill for securing the King and Kingdom, against the growth and danger of Popery: that the Committee had agreed upon a Bill, which he delivered in at the Clerks Table, where the same was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

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The House being informed that it was necessary that certain persons should be immediately Apprehended, in order to their being examined by the Committee of Secrefy.

*Ordered,*

That Mr. Speaker do issue out his Warrant to the Serjeant at Arms, attending this House, to take into custody such persons as shall be nominated to Mr. Speaker.

Mr. Trebe Reports, from the Committee of secresy, appointed to take Informations and prepare Evidences, and draw up Articles againg the Lords that are Impeached and now in the Tower, and to take such further Informations as shall be given, relating to the Plot and Conspiracy against his Majesty and the Government, and the Murther of Sir Edmundbury Godfrey. That the Committee had agreed upon a Report, containing several Articles of Impeachment of High Treason and other high Crimes and Offences, against William Earl of Powys, William Viscount Stafford, Henry Lord Arundel of Wardour, William Lord Petre and John Lord Bellasis : which he read in his place, and afterwards delivered in the same at the Clerks Table, where the same were read, and with an amendment made at the Table, whereupon the question agreed to, and are as followeth.

*Ar.*

*ARTICLES of Impeachment of High Treason, and other high Crimes and Offences, against William Earl of Powys, William Viscount Stafford, Henry Lord Arundel of Wardour, William Lord Petre, and John Lord Bellasis, now Prisoners in the Tower of London.*

**T**HAT for many years now last past, there hath been contrived and carried on, a treacherous and execrable Conspiracy and Plot, within this Kingdom of *England* and other places, to alter, change and subvert the Antient Government and Laws of this Kingdom and Nation, to suppress the true Religion therein Established, and to extirpate and destroy the professors thereof, which said Plot and Conspiracy, was contrived and carried on in divers places, and by several waies and means, and by a great number of persons

of several qualities and degrees, who Acted therein, and intended thereby to accomplish the aforesaid wicked and traiterous designs and purposes.

That the said *William* Earl of *Powys*, *William* Viscount *Stafford*, *Henry* Lord *Arundel* of *Wardour*, *William* Lord *Petre*, and *John* Lord *Bellasis*, together with *Phillip* Howard, commonly called Cardinal of *Norfolk*, *Thomas* White alias *Whitebread*, commonly called Provincial of the *Jesuites* in *England*, *Richard* Strange lately Provincial of the *Jesuites* in *England*, *Vincent*, commonly called Provincial of the *Dominicans* in *England*, *James* Cocker, commonly called President of the *Benedictines*, *Sir John* Warner alias *Clare* Barronet, *William* Harcourt, *John* Kennis, *Nicholas* Blundel, *Pole*, *Edward* Mico, *Thomas* Bedingsfield, alias *Benefield*, *Bazile* Langworth, *Charles* Peters, *Richard* Peters, *John* Coxers, *Sir George* Wakeman, *Thomas* Fenwick, *Dominick* Kelly, *Fitz* Geralt, *Evers*, *Sir Thomas* Preston, *William* Lovell *Jesuites*, Lord *Baltimore*, *John* Carrel, *John* Tawnley, *Richard* Langhorn, *William* Fogarty, *Thomas* Penny, *Matthew* Medburne, *Edward* Coleman, *William* Ireland, *John* Grove, *Thomas* Pickering, *John* Smith, and divers other *Jesuits*, *Priests*, *Fryars*, and other persons, as false *Traiters* to his Majesty and Kingdom, within the time aforesaid, have Traiterously Consulted, Contrived and Acted

to and for the accomplishing the said wicked, pernicious, and traitorous Designs: And for that end, did most wickedly and traiterously agree, conspire and resolve to Imprison, Depose and Murther his Sacred Majesty, and to deprive him of his Royal State, Crown and Dignity, and by malicious and advised speaking, writing, and other waies declare, such their purposes and intentions, and also to subject this Kingdom and Nation, to the Pope and his Tyrannical Government, and to seize and share amongst themselves, the Estates and Inheritances of his Majesties protestant Subjects.

And to Erect and Restore Abbies, Monasteries, and othe Convents of ocieties, which have been long since, by the Laws of this Kingdom suppressed, for their superstitions and Idolatry, and to deliver up and restore to them, the Lands and possessions, now vested in his Majesty and his Subjects, by the Laws and Satutes of this Realm.

And after to Found and Erect new Monasteries and Convents, and to remove and deprive all protestant Bishops, and other Ecclesiastical persons, from their Offices, Benefits and preferments. And by this means to destroy his Majesties person, extirpate the Protestant Religion, overthrow the Rights, Liberties and Properties of all his Majesties good Subjects, subvert the Lawful Government



of this Kingdom, and subject the same to the Tyranny of the See of Rome.

That the said Conspirators, and their Complices and Confederates, traiterously had and held several Meetings, Assemblies, and Consultations, wherein it was contrived and designed amongst them what means should be used, and what persons and Instruments should be employed, to Murther his Majesty, and did then and there resolve to effect it by poysoning, shooting, stabbing, or some such like waies and means; and offered rewards, and promises of advantage to several persons, to execute the same, and hired and employed several wicked persons to go to *Windsor* and other places, where his Majesty did Reside, to Murther and destroy his Majesty; which said persons or some of them accepted such rewards, and undertook the perpetrating thereof, and did actually go to the said places, to that end and purpose.

That all the said Conspirators, the better to compass their traiterous Designs, have consulted to raise Men, Money, Horses, Arms, and Amunition, and also have made Applications to, and Treated and Corresponded with the Pope, his Cardinals, Nuncio's and Agents, and other Forreign Ministers and persons, to raise and obtain supplies of Men, Money, Arms and Amunition, therewith to make, le-

and raise War, Rebellion and Tumults, within this Kingdom, and to invade the same with Forreign Forces, and to surprize, seize, and destroy his Majesties Navy, Forts, Martens, and places of strength, within this Kingdom, whereupon the Calamity of War, Murder of Innocent Subjects, men, women and children; burning, rapine and devastations, and other dreadful miseries and mischiefs must inevitably have ensued, the Ruin and Destruction of this Nation.

And the Conspirators have procured, accepted and delivered out several Instruments, Commissions and Powers, made and granted by or under the Pope, or other unlawful and usurped Authority, to raise and dispose, of Men, Money, Arms and other things, necessary for their wicked and traiterous Designs, and namely a Commission for *Henry Lord Arundel of Wardour*, to be Lord Chancellor of *England*, another Commission for the said *William Earl of Powys*, to be Lord Treasurer of *England*, another Commission to the said *John Lord Bellasis*, to be General to the Army, to be raised, another Commission to the said *William Lord Petre*, to be Lieutenant General of the said Army, and the said *William Viscount Stafford*, was appointed by another Commission to be Pay-Master-General of the Army, which Commissions they accepted.

That in order to encourage themselves in the prosecuting their said wicked Plots, Conspiracies and Treasons, and to hide and hinder the discovery of the same, and to secure themselves from Justice and Punishment, the Conspirators aforesaid, their Complices and Confederates, have used many wicked and diabolical practices; (*viz.*) They did cause their Priests to Administer to the said Conspirators an Oath of Secresy, together with their Sacrament, and did also cause their said Priests upon Confession, to give their Absolution, upon condition that they should conceal the said Conspiracy.

And when about the Month of September last, Sir *Edmund bury Godfrey*, a Justice of the Peace, had, according to the duty of his Oath and Office, taken several Examinations, and Informations, concerning the said Conspiracy and Plot, the said Conspirators or some of them, by advise, assent, council and instigation of the rest, did invite and procure divers persons to ly in wait and pursue the said Sir *Edmond bury Godfrey*, divers waies with intent to Murther him, which at last was perpetrated and effected by them, for which said horrid Crimes and Offences *Robert Green*, *Henry Berry*, and *Lawrence Hill*, have been since attained, and *D. minick Kelly* and *Gerrolt*, and others are fled for the same.

After which Murther, and before the Bo-  
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dy was found, or the Murther known, to any but the Complices therein, the said persons falsely gave out, that he was alive, and privately married; and after the Body was found, dispersed a false and malicious Report, that he had Murthred himself.

Which said Murther was committed, with design to stifle and suppress the Evidence he had taken, and had knowledge of, and to deter Magistrates and others from acting in further discovery of the said Plot and Conspiracy, for which end also the said Sir *Edmond-bury Godfrey* while he was alive, was by them, their Complices, and Favourers, threatned and discouraged in his proceedings about the same. And of their further Malice, they have wickedly contrived, by many false suggestions, to lay the Imputation and Guilt of the aforesaid horrid and detestable Crimes, upon the Protestants, that so thereby they might escape the punishments they have justly deserved, and expose the Protestants, to great scandal, and subject them to persecution and oppression, in all Kingdoms and Countries, where the Romish Religion is received and professed.

All which Treasons Crimes, and Offences above mentioned, were contrived, committed, perpetrated, acted and done by the said *William Earl of Powys, William Viscount Stafford, William Lord Petre, Henry Lord Arundel*



*del of Wardour, and John Lord Bellasis, and other the Conspirators aforesaid, against our Sovereign Lord the King, his Crown and Dignity, and against the Laws and Statutes of this Kingdom.*

Of all which Treasons, Crimes, and Offenses, the Knights, Cittizens and Burgeses in Parliament Assembled, do in the Name of themselves, and of all the Commons of ENGLAND, Impeach the said *William Earl of Powys, William Viscount Stafford, William Lord Petre, Henry Lord Arundel of Wardour, and John Lord Bellasis, and every of them.*

And the said Commons by Protestation saving to themselves the liberty of exhibiting at any time hereafter any other Accusations or Impeachments against the said *William Earl of Powis, William Viscount Stafford, William Lord Petre, Henry Lord Arundell of Wardour and John Lord Bellasis and every of them; and also of replying to the Answers which they and every of them shall make to the Premises or any of them, or to any other Accusations or Impeachments which shall be by them exhibited (as the Cause according to Course and proceedings of Parliament shall require) do pray that the said William Earl of Powis, William Viscount Stafford, William Lord Petre, Henry Lord Arundel of Wardour, and John Lord Bellasis, and every*

every of them may be put to Answer all and every of the Premises, and that such Proceedings, Examinations, Tryals and Judgments may be upon them and every of them, had and used, as shall be agreeable to Law and Justice and course of Parliament.

*Resolved, &c.*

That the said Articles be Ingrossed.

An Ingrossed Bill sent from the Lords, intituled *An Act to disable any person from sitting in any of the Houses of Convocation till he hath taken the Oaths, and made and subscribed the Declaration therein mentioned*, was read the first time.

*Resolved. &c.*

That the Bill be read a second time.

Mr. Hamden Reports from the Committee appointed to bring in a Bill or Bills upon the debate of the House, to regulate the Election of Members to serve in Parliament; That the Committee had agreed upon a Bill, which he delivered in at the Clerks Table, where the same was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*And then the House Adjourned till to morrow morning eight of the Clock.*

*Veneris 4. die Aprilis 79.*

SIR Thomas Clarges Reports from the Committee, to whom the Bill for the better securing the liberty of the Subject was committed, That the Committee had

had met, and had gone through the Bill, and have made some amendments, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were twice read, and upon the question severally agreed to.

*Resolved, &c.*

That the Bill with the amendments agreed to, be ingrossed.

*Ordered.*

That leave be given to bring in a Bill for the exportation of Leather.

*Ordered,*

That the Report touching the Election for *Windsor* be made to morrow morning at ten of the Clock.

An ingrossed Bill sent down from the Lords, intituled, *An Act for the better Discovery and more speedy Conviction of Popish Recusants*, was read the second time.

*Resolved, &c.*

That the Bill be committed to

Mr. Buseawen.	Lord Cavendish.
Sir Eliab Harvey.	Sir Fra. Russel.
Sir Thomas Lee.	Mr. Bennet.
Sir John Talbot.	Mr. Wright.
Sir Thomas Stringer.	Mr. Bockland.
Sir Tho. Mompeyson.	Mr. Ouslow.
Sir Sam. Bernardiston.	Sir William Coventry.
Sir Henry Capell.	Sir Thomas Player.
Sir Christopher Musgrave.	Sir Robert Markham.
Sir John Knight.	Mr. Dubois.
Sir John Trevor.	Sir John Wynn.
Mr. Thynn.	Sir Gilbert Gerrard.
Master of the Rolls.	Alderman Love.
Mr. Ayliffe.	Sir Thomas Grosvenor.
Sir Walter Young.	Sir Gervas Elwes.
Sir William Coventry.	Lord Annesley.
Sir John Guyes.	Sir John Cloberry.

Sir *Tho. Middleton.*

Serjeant *Seyes.*

Mr. *Reynall.*

Mr. *Upton.*

Sir *Robert Clayton.*

Mr. *Gerrard.*

Sir *Thomas Meres.*

Mr. *Hamden.*

Sir *George Downing.*

Sir *Nich. Carew.*

Mr. *Vaughan.*

Mr. *Swinfen.*

Sir *Anthony Irby.*

Sir *John Mallet.*

Mr. *Powle.*

Mr. *Hopkins.*

Sir *Francis Drake.*

Sir *Edward Deering.*

Sir *John Hotham.*

Sir *Vincent Corbett.*

Sir *Halfwell Tynr.*

And they are to meet to-morrow at two of the Clock in the Afternoon, in the Speakers Chamber, and are to bring in a Clause to prevent any of the Royal Family from matching with Popish Recusants.

*Ordered,*

That Mr. Speaker do Issue out his Warrant to the Serjeant at Arms attending this House, for the apprehending of Mr. *Robert Brent.*

*Ordered,*

That Sir *Robert Southwell* do inquire and search into his Papers, and with the Clerks of the House of Lords, whether there be a Letter, Written by the Lord *Stafford*, that has not as yet been communicated to the Committee of Secresy appointed by this House, and give the House an Account thereof to-morrow morning.

A Message from the Lords by Sir *Miles Cooke* and Sir *John Francklin.*

*Mr. Speaker.*

The Lords desire a present Conference with this House in the Painted Chamber, concerning the Bill sent up against the Earl of Danby.

The Messengers being withdrawn,

*Resolved, &c.*

That this House will meet the Lords at a present conference in the painted Chamber.

*Or.*



*Ordered,*

That Mr. Powle.  
Sir Fra. Winnington.  
Sir Tho. Lee.  
Sir Wil. Coventry.  
Mr. Seymour.  
Sir John Trevor.  
Colonel Birch.  
Sir Thomas Player.

Sir Thomas Meers.  
Mr. Vaughan,  
Mr. Hamden.  
Sir Henry Capell.  
Colonel Titus.  
Sir Robert Carr.  
Mr. Thynn.  
Sir Eliab Harvey.

do attend and manage the Conference.

Sir Francis Winnington Reports from the Conference, That the Lord Privy Seal managed the Conference, and that what he delivered, was to this effect.

That the Lords chose to deliver back this Bill by Conference rather than Message, to preserve a good understanding, and to prevent Debate or Controversy between them.

The Lords observe that the great Affairs of this Nation are at a stand, at a time of greatest danger and difficulty that this Kingdom ever laboured under.

That the King hath always in his Reign inclined to Mercy and Clemency to all his Subjects.

Therefore to a King so merciful and compassionate: the first Interruption of his Clemency they did desire should not proceed from the two Houses, pressing the King to an Act of the greatest Severity.

Therefore have passed the Bill with some amendments, which he delivered, and the amendments being brought to the Table, and there once read.

*Ordered,*

That the Consideration of the said Report be Adjourned till to morrow morning.

*Ordered,*

That Mr. Clarke do from time to time attend the Committee of Secrecy appointed by this House, as they shall think necessary, and receive their Directions.

Re

*Resolved, &c.*

That an Humble Address be made to his Majesty, to desire his Majesty to issue out his Royal Proclamation for the apprehending of *Thomas* Earl of *Danby*, with the usual penalties upon such as conceal him. And that his Majesty will be further pleased to give Order to the Officers of his Majesties Household, that they take care that the said Earl of *Danby* be not permitted to reside within either of his Majesties Palaces of *White-Hall*, *Somerset House* and *St. James's*. And it is referred to

Mr. Powle.

Sir *Thomas Meeres*.

Sir *Wil. Coventry*.

Mr. Bennet.

Sir *Robert Carr*.

Sir *Thomas Lee*.

Mr. *Vaughan*.

Collonel *Birch*.

Collonel *Titus*.

Sir *John Trevor*.

Sir *Thomas Clargis*.

Sir *Fra. Winnington*.

to prepare and draw up the same, and present it to the House to morrow morning.

And then the House Adjourned till to morrow morning eight of the clock.

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*Sabbati 5. die Aprilis 79.*

A Bill for the better regulating the Elections of Members to serve in Parliament was read the second time.

*Resolved, &c.*

That the Bill be committed to

Mr. *Hamden*.

Sir *John Hewley*.

Serjeant *Maynard*.

Col. *Titus*.

Mr. *Buscaven*.

Sir *John Cloberry*.

Sir *James Oxenden*.

Sir *Nich. Pedley*.

Sir *Vinc ent Corbett*.

Sir *Samuel Bernardiston*.

Sir *Henry Ford*.

Coll. *Birch*.

Mr.

Mr. May.  
*Master of the Rolls.*  
 Sir John Cary.  
 Sir Wil. Coventry.  
 Sir Tho. Stringer.  
 Mr. Withers.  
 Mr. Upton.  
 Sir John Duke.  
 Mr. Mildmay.  
 Sir Tho. Player.  
 Mr. Wright.  
 Sir Robert Peyton.  
 Sir Henry Capel.  
 Alderman Love.  
 Mr. Wogan.  
 Mr. Garraway.  
 Sir Gilbert Gerrard.  
 Sir Edmond Jennings.  
 Sir Walter Young.  
 Mr. Foley.  
 Collonel Tempest.

Mr. Williams.  
 Sir Tho. Clargis.  
 Mr. Palmes.  
 Mr. Parker.  
 Mr. Papillon.  
 Sir Tho. Lee.  
 Sir Wil. Franklyn.  
 Mr. Harbord.  
 Sir Tho. Meres.  
 Sir Chr. Musgrave.  
 Sir Robert Markham.  
 Mr. Reynall.  
 Sir Ralph Dutton.  
 Sir Philip Skippon.  
 Sir Philip Egerton.  
 Mr. Powle.  
 Sir Joseph Tredinkamie.  
 Mr. Colt.  
 Sir Rich. Grahme.  
 Sir Tho. Middleton.

And all that come are to have Voices, and they are to meet at three of the Clock this Afternoon in the Exchequer Chamber, and are at liberty to divide the Bill into several Bills as they shall see Cause.

Sir Thomas Meres Reports from the Committee of Elections and Priviledges, That the Committee had agreed upon a Report touching the Election of Members to serve in this present Parliament for the Borough of *New Windsor*, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was once read again, and is as followeth.

The question was, whether the Mayor, Bayliffs and Burgesles not exceeding the number of Thirty, or the Inhabitants at large, have Right to Vote in Elections to Parliament.

The Petitioners Mr. Winwood and Mr. Starkey produced the several Records following, to prove the Borough of *New Windsor*, to be a Borough by prescription, and that the Inhabitants at large ought to vote in Elections.

A Charter of 5 Ed. 1. Whereby the King grants *probiis hominibus de Windsor. Quod villa de Nova Windsor de ceter. fit liber Bur. Et quod probi homines ejusdem villa sint liberi Burgenses & habent Gildam Mercatoriam.*

And Lawrence Halsted, Keeper of the Records of the Tower testified that the antientest returns of Members to serve in Parliament, were those of Ed. 1.

They also produce these Records following, being Returns out of the Tower and Rolls (*viz.*)

Ed. 1. { Two Burgesses returned for *New Windsor* on this Writ.

*Major & Com. Burgens. eleger.*

H. 6. *in cujus testimonio. Sigel. Commune omnium & singlor. Burgens. & Comitatus predict. est appensu.*

H. 6. The same exactly.

H. 6. { *Major Ballivi & tota Comit. elegerunt*  
Dat. sub sigillo Majoritatis.

Ed. 6. { *Major simulcr. Ballivis Burgens & Comitatu*  
*elegerunt. in cujus testimonium sigill. Comune*  
*Burgi in Gilda ibm apposuimus.*

1 & 2 Phil. *Major Ballivi & Burgens simulc. &*

*Comitate ex comuni assensu elegerunt dat sub sigil,*  
*Com. Burg. in Gilda Aula.*

& 3 P & M { The same exactly.

& 5 P & M { *Major simulc. Ballivis Burgens & Comi-*  
*tate eleger.*



16 Car. I. } Mayor, Bayliffs and Inhabitants, have  
 chosen, sealed with the Common Seal, and  
 17 Car. I. } the Inhabitants.

A Report of Serjeant *Maynard*, in 1640. at the Committee of Elections was read, whereby it was resolved that all the Inhabitants, have right to Elect.

They also prove by Mr. *Tayler* and Mr. *Baker* the Election in 3 *Caroli* was at the Market Crosse and by the Inhabitants and in 1640. and 1660. and that in the last Parliament the said Examinants were Elected, but 'twas adjudged against them by the Committee of Elections, They wanting Records, which were mislaied by one *Starkey*, as the said *Starkey* afterwards Confessed. And Mr. *Tayler* says, he was imprisoned five Months by my Lord *Mordaunt* concerning the said Election, the last Parliament.

*John Maidstone.*

*Stephen Jones.*

*Thomas Johnson.*

*Watkin Nicholas.*

} Prove that on the six and twentieth of *February* last, the Mayor and Bayliffs of *Windsor*, made Proclamation at the Market Crosse, that there was a precept to Elect two Burgesses, and that the Election should be next day, between the hours of nine and eleven, and that accordingly next day above two hundred of the Inhabitants of *Windsor* met at the Market Crosse, and about eleven of the Clock being asked by Mr. *Starkey*, whom they would have for their Members in Parliament and of the precept read the day before, and that they all answered, Mr. *Winwood* and Mr. *Starkey*, then there went about twenty of them to the Hall, where the Mayor and Bayliffs and Burgesses were, and demanded entrance to give their Votes, but the Constables and Tythingmen denied to let them come in, saying, They had order to keep them out, and that thereupon they came back to the Crosse, and Sealed and Signed an Indenture now produced, and went again with it to the Hall, and demanded

demanded entrance, and to have the Common Seal to  
fix to the said Indenture, which was also denyed them.

That the Mayor being demanded to set the Com-  
mon Seal to the said Indenture answered, he would  
have done it with all his Heart, but that he had an or-  
der of the Corporation to secure him, touching his re-  
turning Sir *John Ernle* and Mr. *Powney* to which the  
Town Clerk was a Witness.

The sitting Members Sir *John Ernle* and Mr. *Pow-*  
ney produced several Witnesses following (*viz.*)

<i>James Smith</i>	} Who proveth that the Mayor, Bayliffes, and chief Burgeses made Proclamation on the six and twenti- eth of <i>February</i> , that the Election should be next day, and that next next day, they went to the Hall about ten of the Clock, and shut the Doors for some time while they made Freemen, and about eleven of the Clock, read the precept the Mayor, first giving order that the Doors should be opened, but there being a Tumult, the Con- stables were ordered to keep the Peace and the Doors, and then the Mayor, Bayliffes and Burgeses went to Election, and unanimously chose Sir <i>John Ernle</i> and Mr. <i>Powney</i> and several of them say, the Doors were open at the Election, and they had no order to shut them.
<i>Thomas Monck.</i>	
<i>... Harris.</i>	
<i>... Matthews.</i>	
<i>... Brazier.</i>	

But *Brazier* says, several of the Inhabitants and Mr.  
*Wiuwood* and Mr. *Starkey* were denyed to come in  
when they came to demand entrance to have the Com-  
mon Seal, but he heard none of the Inhabitants ask to  
come in to give a Vote.

<i>Lord Sterling.</i>	} Prove that the Election in the Hall was a little after eleven of the Clock.
<i>Thomas Porter.</i>	

*Samuel Gilman.* } And that the Election at the Cross  
*William Roe.* } was over before the precept was read  
 at the Hall, as they believe by Computation of time.

They further produced the several Records and Books following, to prove the Election to be in the Mayor, Bayliffs and Burgesles, not exceeding the number of thirty (*videlt.*)

35 H.6. *Major Ballivi & Burgens. elegerunt Dat. sub. Comuni sigillo in Gilda Anla Regia.*

1 Ed.6.

14 Eliz.

30 Eliz.

43 Eliz.

1 Jac.

7 Jac.

18 Jac.

20 Jac.

1 Car.1.

*cod. Aimo.*

3 Car.1.2.

15 Car.1.

13 Car.2.

29 Car.2.

All these are by the Mayor, Bayliffs and Burgesles and under the Common Seal and most of them dated in the *Guildhall* of *Windsor*.

A Report of Serjeant *Charlton* upon the dispute of the Election of *Richard Braham* and Sir *Thomas Hygons* in 1661. was read, whereby it was resolved, that the Mayor, Bayliffs and Burgesles, not above thirty in number have only right to Elect.

The Book of Entryes of the Town of *Windsor*, was read, whereby it appears that three several Elections in Queen *Elisabeths* Reign, were by a Number not exceeding thirty.

Where-

Whereupon the Committee came to the Resolutions following, (*viz.*)

*Resolved, &c.*

That the Maior, Baylif and Burgesſes, of *New Windſor*, not exceeding the number of thirty, have not the right of Electing Members to ſerve in Parliament, for the ſaid Burrough.

*Resolved, &c.*

That the Burrough of *New Windſor*, has a Right to ſend Burgesſes to Parliament by preſcription.

*Resolved, &c.*

That all the Inhabitants of the Burrough of *New Windſor*, have the right of Electing Members to ſerve in Parliament for the ſaid Burrough.

*Resolved, &c.*

That Sir *John Ernle* and Mr. *Powney*, are not duly Elected, to ſerve in this preſent Parliament for the Burrough of *New Windſor*.

*Resolved, &c.*

That Mr. *Winwood* and Mr. *Starkey* are not duly Elected to ſerve in this preſent Parliament, for the Burrough of *New Windſor*.

*Yeas 125.*

*Noes 131.*

*Resolved, &c.*

That the late Election of Members to ſerve in this preſent Parliament, for the Burrough of *Windſor*, is a void Election.

The firſt, ſecond, third and fourth Reſolves, were read the ſecond time, and upon the Queſtion, ſeverally agreed to.

*Resolved, &c.*

That this Houſe doth agree with the Committee.

That the Mayor, Bayliſſs and Burgesſes of *New Windſor*, not exceeding the number of thirty, have not the right of Election, of Members to ſerve in Parliament



liament for the said Burrough.

*Resolved, &c.*

That this House doth agree with the Committee.

That the Burrough of *New Windsor*, has a right to send Burgeses to Parliament by Prescription.

*Resolved, &c.*

That the House doth agree with the Committee.

That the Inhabitants of the Burrough of *New Windsor*, have the right of Electing Members to serve in Parliament for the said Burrough.

*Resolved, &c.*

That this House doth agree with the Committee.

That Sir *John Ernle* and Mr. *Powney*, are not duly Elected, to serve in this present Parliament, for the Burrough of *New Windsor*.

The fifth Resolve being read a second time.

The Question being put, to agree with the Committee, that Mr. *Winwood* and Mr. *Starkey*, are not duly Elected, to serve in this present Parliament, for the Burrough of *New Windsor*.

The fifth Resolve being read a second time.

The House divided.

The *Noes* went forth.

Tellers. { Lord *Cavendish*  
Sir *Francis Russel* } for the *Noes* 189.

Tellers. { Sir *Joseph Tredinham*  
Sir *John Talbot* } for the *Yeas* 153.

*Resolved, &c.*

That Mr. *Winwood* and Mr. *Starkey*, are duly Elected, to serve in this present Parliament, for the Burrough of *New Windsor*.

*Ordered,*

That the Clerk of the Crown, and the Mayor of the Bu-

Burrough of *New Windsor*, do attend on Munday morning next, at ten of the clock; and amend the return, for the said Burrough.

Mr. Speaker acquaints the House, that he had received a Letter from Mr. *Reading*, intimating that he had matters of great Importance to the King and Kingdom, to communicate to this House, and therefore desired to be heard at the Barr of the House.

*Ordered,*

That the further Examination of Mr. *Reading*, be referred to the Committee of Secresy, and they are to make Report thereof to the House, this afternoon, at six of the Clock.

*Ordered,*

That the Serjeant at Arms, do take care, that no person be admitted to have access to Mr. *Reading*, except the Committee of Secresy, nor to make use of Pen, Ink or Paper, but in the presence of the Serjeant.

*Ordered,*

That all Committees be adjourned.

And then the House Adjourned till  
5 a Clock in the afternoon.

*Post Meridiem.*

**M**R. *Sacheverel* Reports, from the Committee of Secresy, that they had several times examined Mr. *Nathaniel Reading*, and likewise the Witneses against him, the effect of which Examinations, he acquainted the House with.

*Resolved, &c.*

That an humble Address be made to his Majesty, to desire his Majesty to give order, that a special Commission of *Oyer* and *Terminer*, may be forthwith Issued out, for the Trying of Mr. *Nathaniel Reading*, and it is referred to

Mr.

Mr. Powle.

Sir Thomas Lee.

Sir Henry Capel.

Sir William Poultney.

Mr. Treby.

Sir William Coventry.

Sir Francis Winnington.

Mr. Vaughan.

Mr. Sacheverel.

Sir Thomas Clargis.

Or any three of them to prepare  
and draw up the same.

*Ordered,*

That Mr. Speaker do Issue out his Warrant requiring all Sheriffs, Mayors, Bayliffs, Constables, and all other his Majesties Officers and Subjects, to be aiding and assisting to the Serjeant at Arms, attending this House.

*Ordered,*

That the Consideration of the Lords amendment, to the Bill of Attainder, against *Thomas Earl of Danby*, be adjourned, till Munday morning next.

*Ordered,*

That the further Examination of the matter of *Everards* Information, against Sir *John Robinson*, a Member of this House, be adjourned till Thursday next, and that Mr. *Otes*, and his Witnesses, do then attend.

*Ordered,*

That Sir *John Robinson* on Munday next, do bring into this House, the Warrants of Commitment of the Lords in the Tower, and likewise the Orders, and a List of the Names of the persons, that were admitted to have access to them, and all other Orders that relate to them.

And then the House adjourned till munday morning eight of the Clock.

*Luna 7<sup>o</sup> die Aprilis, 1679.*

*Ordered,*

That all Committees be revived, and do sit this afternoon in the place formerly appointed.

The House being informed of a breach of Privileges committed by one *Richard Blyth* a Constable, in contemning the Orders of this House by refusing to aid and assist the Serjeant at Arms attending this House;

*Ordered,*

That the said *Richard Blyth* be sent for in custody of the Serjeant at Arms attending this House, to answer the said Breach of Privilege at the Bar of this House.

*Ordered,*

That the back-door belonging to the Speakers Chamber be locked up, and that the Keys do lie upon the Table whilst the House is sitting; and that the windows next adjoyning to the said door be shut up.

*Ordered,*

That a Committee be appointed to examine the matter against Sir *John Robinson* a Member of this House, touching the Lords and other Prisoners in the Tower, and other his miscarriages; and report the same to the House: And it is referred to

Sir *Tho. Lee*,  
Sir *Gilbert Gerrard*,  
Sir *Anthony Irby*,  
Sir *Richard Corbet*,  
Sir *Francis Drake*,

Mr. *Garraway*,  
Sir *Robert Peyton*,  
Sir *Henry Ford*,  
Mr. *Trenchard*,  
Col. *Birch*,

H

Sir



Sir William Coventry,	Mr. Browne,
Mr. Reynall,	Mr. Foley,
Mr. Sacheverell,	Sir Edward Harley,
Sir Nick. Carew,	Mr. Booth,
Mr. Dubois,	Sir Joseph Tredinham,
Sir Tho. Player,	Mr. Powle,
Sir Philip Skippon,	Sir John Mallett,
Sir John Guyes,	Mr. Hamden,
Sir John Trevor,	Sir Robert Markham,
Sir William Roberts,	Mr. Papillon,
Sir Henry Thompson,	Mr. Pilkington,
Sir Trevor Williams,	Sir Philip Everton,
Sir John Talbot,	Sir Rice Rudd,
Sir Christoph. Musgrave,	Mr. Parker,
Sir William Franklyn,	Sir George Hungerford:
Sir Robert Clayton,	

And they are to meet this afternoon in the Speakers Chamber, and are empowered to send for Persons, Papers, and Records.

Mr. Secretary Coventry acquaints the House, That Mr. Chiffinch had received a Letter from Mr. Reading, intimating that he had matters of great importance concerning the Prisoners in the Tower, and the present Plot; which he desired might first be communicated to his Majesty, or one of his principal Secretaries of State: And his Majesty having been made acquainted with the Contents of the said Letter, did declare, That he would not intermeddle with any Prisoners committed by this House. And that his Majesty would (if the House thought fit) not onely permit him, but lay his Commands on him, that whatsoever he knew of that Affair, or intended to have communicated to his Majesty or his Secretaries, he should frankly and freely impart the same to the House of Commons, or the Committee of Secrecy by them appointed.

*Resolved, &c.*

That the humble Thanks of this House be returned to his Majesty for his gracious Message this day sent to this House by Mr. Secretary *Coventry*. And that his Majesty be humbly desired to lay his Commands upon Mr. *Reading* to impart to this House, or the Committee of Secrecy by this House appointed, what he knows, or intended to have communicated to his Majesty or his Secretaries, concerning the Prisoners in the *Tower*, or this present Plot.

*Ordered,*

That the further Examination of Mr. *Reading* be referred to the Committee of Secrecy; and that Mr. Secretary *Coventry* do communicate to Mr. *Reading* his Majesty's pleasure in answer to his Letter sent to Mr. *Chiffinch*.

The Articles of Impeachment of High - Treason and other high Crimes and Offences against *William* Earl of *Powys*, *William* Viscount *Stafford*, *Henry* Lord *Arundell* of *Wardor*, *William* Lord *Petre*, and *John* Lord *Bellasis*, now Prisoners in the *Tower*, were read.

*Ordered,*

That the Lord *Russell* do carry up the said Articles of Impeachment to the Lords.

*Ordered,*

That the Committee appointed to inspect and state the Accounts relating to the Army, do make their Report on *Wednesday*-morning next at ten of the clock.

*Resolved, &c.*

That on *Thursday*-morning next at ten of the clock, this House will resolve it self into a Committee of the whole House, to consider how to improve the Militia for the safety of the King and Kingdom.

Sir *Thomas Meeres* reports from the Committee of Elections and Priviledges, That the Committee had taken into consideration the matter of the Election for the Burrough of *East Grinstead*, and had agreed upon a Report to be made to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table: where the same was twice read, and upon the Question severally agreed to; and is as followeth, (*viz.*)

The Question was, Whether the Inhabitants at large, or the Burgage-holders alone, had the right of Election of Members to serve in Parliament for the Burrough of *East Grinstead*?

The Inhabitants, the Petitioners, produced the several Records following to prove *East Grinstead* a Burrough by prescription, and that all the Inhabitants have right to vote in Elections, (*viz.*)

- 1<sup>o</sup> Mar.      *The Bayliffs, Burgeses, and all other Inhabitants, of their common Assent, have elected.*
- 30<sup>o</sup> Eliz.      *The Bayliffs, Burgeses, and Inhabitants*
- 21<sup>o</sup> Jac.      *of their common Assent, joyntly together have Chosen.*
- 1<sup>o</sup> Car.      *The Bayliff and Commonalty, for and in the name of themselves and the rest of the Burgeses and Commons of the Commonalty the said Burrough, have Chosen.*

They offered several other Records to prove the same, but the Council of the other side admitted they were to the same purpose.

Then the several Witnesses following were examined, (*viz.*)

Mr. *Robert Goodwin* says, he has known the Burrough above sixty years, and served in Parliament for the same in the eighteenth of King *James*, and in several Parliaments afterwards ; and in all his Elections the Inhabitants as well as the Burgage-holders chose him , and voted in all Elections from the eighteenth of King *James* till his Majesties Restoration, when he gave over standing , by reason of his old age, says, he searched the Records, and found by five of them, that the Inhabitants had right to vote in Elections, and therefore he took them in all his Elections.

*Thomas Cockett* says, he was an Inhabitant, and no Burgage-holder, and yet voted in an Election forty years ago for Mr. *Goodwin*.

*Robert Matthews* and another say, they were present at the Election for *East Grinstead* in February last ; and after the Precept was read by the Bayliff, about sixty of the Inhabitants demanded the Pole for Mr. *Powle*, but the Bayliff denied them ; and thereupon they voted for Mr. *Powle*, and elected him, and signed and sealed an Indenture, whereby he is returned one of the Burgesses. They say that Mr. *Powle* had about sixty Voices, but no other Competitor had above eighteen.

The Inhabitants offered other Evidence ; but the Counsel of all sides agreed that the Inhabitants at large have right to elect, and that Mr. *Powle* was well elected.

Then the Counsel for Mr. *Scroggs* pretended to prove their Client elected in the next place ; but he in his Petition onely asserting himself well elected, and not denying the Election of Mr. *Pelham*, Mr. *Scroggs's* Counsel, and all other the Counsel and Witnesses, were made to withdraw.



The Counsel for the Inhabitants did not oppose Mr. *Pelham*.

After the Debate, the Committee came to these Resolutions.

*Resolved, &c.*

That the Burrough of *East Grinstead* in the County of *Sussex*, is an ancient Burrough by prescription.

*Resolved, &c.*

That the Inhabitants as well as the Burgage-holders of the Burrough of *East Grinstead* in the County of *Sussex*, have right to vote in Elections of Members to serve in Parliament for the said Burrough.

And upon debate and consideration that Mr. *Scroggs* had not petitioned against Mr. *Pelham*,

*Resolved, &c.*

That Mr. *Scroggs* his Counsel and Witnesses shall not called in to be heard against Mr. *Pelham*.

*Resolved, &c.*

That *Edward Sackvill Esq;* was not duely elected to serve in this present Parliament for the Burrough of *East Grinstead* in the County of *Sussex*.

*Resolved, &c.*

That *Henry Powle Esq;* is duely elected to serve in this present Parliament for the Burrough of *East Grinstead* in the County of *Sussex*.

*Resolved, &c.*

That this House doth agree with the Committee.

*Resolved, &c.*

That the Burrough of *East Grinstead* in the County of *Sussex*, is an ancient Burrough by prescription.

*Resolved, &c.*

That the the Inhabitants as well as the Burgage-holders of the Burrough of *East Grinstead* in the County

County of *Sussex*, have right to vote in Elections of Members to serve in Parliament for the said Burrough.

*Resolved, &c.*

That *Edward Sackville* Esq; was not duely elected to serve in this present Parliament for the Burrough of *East Grinstead* in the County of *Sussex*.

*Resolved, &c.*

That *Henry Pomle* Esq; is duely elected to serve in this present Parliament for the Burrough of *East Grinstead* in the County of *Sussex*.

*Ordered,*

That the Clerk of the Crown do attend to morrow-morning, and amend the Return.

The House took into consideration the Amendments made by the Lords to the Bill of Attainder of *Thomas Earl of Danby* of High-Treason; and the Amendments being read,

The first Amendment, which relates to the Title, being read a second time, was postponed.

The second and third Amendments being read a second time, were upon the Question agreed to.

The fourth Amendment being read a second time, and the Question being put for agreeing to the said Amendment,

it passed in the Negative.

The fifth Amendment being read the second time, was upon the Question agreed to.

The sixth and seventh Amendments being read a second time, and the Question being put to agree to the said Amendments,

it passed in the Negative.

The Question being put to agree to the Amendment that was postponed,

it passed in the Negative.

*Ordered,*

That the Members that managed the last Conference, together with

Mr. Garraway,  
Master of the Rolls,  
Mr. Philip Foley,

Mr. Reynall,  
Mr. Beake,  
Sir Robert Clayton,

or any three of them, do prepare and draw up Reasons to be offered at a Conference to be had with the Lords why this House hath disagreed with the Lords in several of their Amendments to the Bill for the Attainder of *Thomas Earl of Danby* of High-Treason.

*Ordered,*

That a Bill be brought in for annexing *Tangier* to the Imperial Crown of *England*: And it is referred to

Lord Cavendish,  
Mr. Bennet,  
Sir John Mallett,

Sir Francis Winnington,  
Alderman Love,

or any three of them, to prepare and draw up the same.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Martis*

*Martis 8<sup>o</sup> die Aprilis, 1679.*

**A** Petition of *Charles Wilcox* against *Sir John Robinson* a Member of this House, being presented to be read, was upon the Question rejected.

An engrossed Bill sent down from the Lords, entitled, *An Act to disable any person from sitting in any of the Houses of Convocation, till he hath taken the Oaths, and made and subscribed the Declaration therein mentioned,* was read the same time.

*Resolved,*

That the Bill be committed, upon the Debate of the House, to

*Sir Thomas Clargis,*

*Sir Anthony Irby,*

*Sir John Mallett,*

*Sir Christoph. Musgrave,*

*Sir William Escourt,*

*Dr. Jacob,*

*Sir James Oxenden,*

*Mr. Buscarven,*

*Mr. Hamden,*

*Mr. Wright,*

*Sir Tho. Middleton,*

*Sir Francis Drake,*

*Sir John Knight,*

*Sir William Pultney,*

*Mr. Williams,*

*Col. Birch,*

*Serj. Seyes,*

*Sir Henry Ford,*

*Sir Gilbert Gerrard,*

*Sir John Hewly,*

*Sir Walter Clargis,*

*Sir Thomas Stringer,*

*Sir Samuel Bernardiston,*

*Mr. Mildmay,*

*Sir Walter Young,*

*Sir Robert Carr,*

*Sir Richard Corbett,*

*Mr. Dubois,*

and all the Members that serve for the Universities of Oxford and Cambridge : And they are to meet this afternoon at three of the clock, in the Dutchy-Chamber.

*Or-*



Ordered,

That Sir *John Hewley*, Sir *Thomas Clargis*, and  
Mr. *Bennett*, Mr. *Booth*,

be added to the Members appointed to prepare and draw up Reasons to be offered at a Conference to be had with the Lords upon the Amendments made by their Lordships to the Bill for the Attainder of *Thomas Earl of Danby* of High-Treason.

The House being informed from the Committee of Secrecy, that it was the desire of the said Committee, That Sir *John Trevor* might be added to that Committee, he having been Chair-man of the Committee of Secrecy in the late Parliament, and acquainted with the Evidence and Proceedings relating to the Plot, and very necessary to be added for carrying on the service of the House: And it being also moved that he may be added to the Committee of Privileges and Elections,

Ordered,

That Sir *John Trevor* be added to the Committee of Secrecy, and also to the Committee of Elections and Privileges.

Ordered,

That no Member do depart the service of the House without leave first asked and obtained, after ten of the clock.

A Petition of *Richard Blyth* Constable, now in custody of the Serjeant at Arms attending this House, for a breach of Privilege in contemning the Orders of this House, and refusing to assist the said Serjeant at Arms, was read; whereby the Petitioner acknowledgeth his Offence, and craves pardon of the House, and desires to be discharged of his Confinement.

Or-

*Ordered,*

That the said *Richard Blyth* be called in to the Bar of this House, and discharged, paying his Fees. And the said *Richard Blyth* being called in to the Bar of the House, and there kneeling, Mr. Speaker, after he had given him a Reproof, acquainted him that he was discharged of his Commitment, paying his Fees.

*Ordered,*

That the Grand Committee for Trade do sit on *Saturday* next.

*Ordered, That*

Sir *John Wynn*,  
Sir *Robert Peyton*,  
Mr. *St. John*,  
Sir *Nathaniel Herne*,  
Alderman *Backwell*,  
Sir *Anthony Irby*,  
Mr. *Pilkington*,  
Sir *John Keresby*,  
Sir *Henry Ford*,  
Mr. *Johnson*,

Sir *Philip Egerton*,  
Sir *Thomas Player*,  
Mr. *Dubois*,  
Sir *Gervase Ellis*,  
Sir *Thomas Stringer*,  
Alderman *Love*,  
Mr. *Wogan*,  
Sir *Richard Corbett*,  
Mr. *Foley*,

and all the Members that

serve for the Cities of *London* and *Westminster*, be added to the Committee appointed to consider which Acts of the Temporary Laws are fit and necessary to be continued, and to hear the Complaints of the *Hackney Coach-men*.

Mr. *Powle* reports from the Committee appointed to prepare and draw up Reasons to be offered at a Conference to be had with the Lords touching the Amendments made by their Lordships to the Bill for the Attainder of *Thomas Earl of Danby* of High-Treason, That the Committee had agreed upon Reasons; which he read in his place, and afterwards delivered

livered the same in at the Clerks Table : where the same were twice read, and upon the Question severally agreed to, and are as followeth, (*viz.*)

**T**He addition to the Title, does shew that the Amendments made by your Lordships to the Bill, do wholly alter the nature of it, and from a Bill of Attainder, have converted it into a Bill of Banishment; which the Commons cannot consent to, for these Reasons :

1. That Banishment is not the legal Judgment in Cases of High-Treason; and the Earl of *Danby* being impeached by the Commons of High-Treason, and fled from Justice, hath thereby confessed the Charge; and therefore ought to have the Judgment of High-Treason for his punishment.

2. That Banishment being not the punishment the Law inflicts upon those Crimes, the Earl of *Danby* might make use of this remission of his Sentence, as an Argument that either the Commons were distrustful of their Proofs against him, or else that the Crimes are not in themselves of so high a nature as Treason.

3. That the Example of this, would be an encouragement to all persons that should be hereafter impeached by the Commons, to withdraw themselves from Justice; which they would always be ready to do, if not prevented by a Commitment upon their Impeachment: and therefore hope to obtain a more favourable Sentence in a legislative way, than your Lordships would be obliged to pass upon him in your Judicial capacity.

The Amendments being all in order to this Alteration, the Commons do not agree to them, for their former Reasons.

Ordered,

That Mr. Booth do go up to the Lords to desire a Conference with the Lords upon the Amendments by them made to the Bill of Attainder against the Earl of Danby.

Mr. Vaughan reports from the Committee appointed to prepare and draw up an Address to be presented to his Majesty, beseeching his Majesty to give order that a special Commission of Oyer and Terminer may be immediately issued forth for the trying of Nathaniel Reading Esq; That the Committee had prepared such an Address; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and upon the Question agreed, and is as followeth.

May it please your Majesty,

**WE** your Majesties most dutiful and loyal Subjects, the Commons in Parliament assembled, having according to our duty made enquiry into the damnable and bellish Plot against your Majesties sacred Person and Government, and for the extirpation of the Protestant Religion, have upon Examination discovered, that Nathaniel Reading Esq; hath industriously, and against the duty of a loyal Subject, held frequent Correspondencies with several Lords and other persons that stand committed for High-Treason; and also used his utmost endeavours to prevent and suppress your Majesties Evidence, and as much as in him lay to stifle the discovery of the said Plot, and thereby to render the same fallacious and of no reality, and by such undue means to prevent the Malefactors from coming to Justice.

Therefore we your said Commons do most humbly beseech your Majesty, that you will be graciously pleased to command, that a Commission of Oyer and Terminer do

im-



*immediately issue forth for the Tryal of the said Nathaniel Reading for the said Offence, that he may be brought to publick Justice.*

*Ordered,*

That this Address be presented to his Majesty by such Members of this House as are of his Majesties Privy-Council.

Mr. Bennett reports from the Committee appointed to draw up an Address to be presented to his Majesty to desire his Majesty to issue out his Royal Proclamation for the apprehending of *Thomas Earl of Danby*, That the Committee had agreed upon an Address; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and upon the Question agreed, and is as followeth, (*viz.*)

May it please your most excellent Majesty,

**W**E your Majesties most dutiful and loyal Subjects, the Commons in Parliament assembled, do most humbly represent to your Majesty, that the Earl of Danby, late Lord High Treasurer of England, stands now impeached in Parliament of High-Treason, and other high Crimes and Misdemeanours; and that he the said Thomas Earl of Danby, with an intent to delay and obstruct the Execution of Justice upon him, hath concealed and withdrawn himself. Your Majesties obedient Subjects do therefore humbly beseech your Majesty, that your Majesty will be graciously pleased to cause your Royal Proclamation to issue forth, commanding the said Thomas Earl of Danby forthwith to render himself in order to his Tryal: And that your Majesty will be pleased to command all your Officers and Ministers of Justice to use their utmost diligence to apprehend the said Thomas Earl of Danby:

*And*

And also to require all your Majesties Subjects, that they nor any of them offer to conceal or harbour the said Earl of Danby : And likewise that your Majesty will signify your Royal Pleasure, that all the Officers of your Majesties Household do take care that no person whatsoever do permit or suffer the said Thomas Earl of Danby to conceal himself in any of your Majesties Palaces. In the granting of all which, your Commons will have great cause to rejoyce, and give your Majesty humble thanks for your Majesties great willingness to grant the humble Desires of your People.

Ordered,

That this Address be presented to his Majesty by such Members of this House as are of his Majesties Privy-Council.

Mr. Booth acquaints the House that the Lords had agreed to a present Conference.

Ordered,

That the Members that prepared the Reasons, do attend and manage the Conference.

Mr. Sacheverell reports from the Committee of Secrecy, That the Committee had further examined Mr. Reading ; the effect of which Examination he reported to the House.

Ordered,

That leave be given for the carrying of Mr. Reading before a Justice of Peace, to the end he may be examined, and proceeded against according to Law.

The House being informed that one Mr. Sing a noted Papist was in the Lobby,

Ordered,

That the Serjeant at Arms attending this House, do forthwith bring Mr. Sing to the Bar of this House.

The House then proceeded to the business of the day, touching the Consideration of the Act against the

the Importation of Cattle from *Ireland* and other places beyond the Seas, and Fish taken by Forreigners. And the Order being read, the Question was put, that the House will now resolve into a Committee of the whole House, to consider of the Act against the Importing of Cattle from *Ireland* and other places beyond the Seas, and Fish taken by Forreigners.

The House divided.

The Noes went forth.

Tellers { *Mr. Trenchard* }  
          { *Mr. Papillon* } for the Noes 168.

Tellers { *Sir Trevor Williams* }  
          { *Sir Richard Williams* } for the Yeas 192.

And so it was resolved in the Affirmative.

The House then resolving into a Committee of the whole House, to consider of the Act against the Importation of Cattle from *Ireland* and other places beyond the Seas, and Fish taken by Forraigners, Mr. Speaker left the Chair.

*Sir John Trevor* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

A Message from the Lords by *Sir Miles Cooke* and

*Sir John Hoskins.*

*Mr. Speaker,*

*The Lords Intend to sit this Afternoon, and desire this House will do the like.*

The Messengers being withdrawn,

*Resolved,*

That this House doth agree to sit this Afternoon.  
And the Messengers being called in, Mr. Speaker acquaints

paints them that this House did agree to sit this Afternoon.

*Resolved, &c.*

That this House will on *Thursday*-morning next resolve it self into a Committee of the whole House, further to consider of the Act against Importing of Cattle from *Ireland* and other places beyond the Seas, and Fish taken by Forreigners, the first business.

And then the House adjourned till four of the clock in the Afternoon.

*Post Meridiem.*

*Ordered,*

That Mr. *Mildmay* have leave to go into the Country for two days.

A Bill for the better securing the Liberty of the Subject, was read the third time ; and some Amendments being made at the Table,

*Resolved, &c.*

That the Bill do pass, and that the Title be, *An Act for the better securing the Liberty of the Subject, and the prevention of Imprisonments beyond the Seas.*

*Ordered,*

That Sir *Thomas Clargis* do carry up the Bill to the Lords, for their Concurrence.

Mr. *Sacheverell* reports from the Committee of Secrecy, That they had taken the Examinations of Mr. *Castleton* and Mr. *Brent* ; the effect whereof he delivered to the House.

*Ordered,*

That Mr. *Goring* have leave to go into the Country.



The House being informed of certain scandalous and dangerous words spoken by Mr. *Charles Gostwick* a Gentleman-Pentitioner to his Majesty, and that the Examinations touching the same were taken upon Oath before a Justice of Peace,

*Ordered,*

That a Committee be appointed to examine the matter of the said Information, and to send for and hear the Witnesses, and to report the matter, with their Opinions therein, to the House: And it is referred to

Sir *John Wynn*,  
Mr. *Pilkington*,  
Sir *Nathaniel Herne*,  
Sir *Christoph. Musgrave*,  
Sir *Francis Drake*,  
Sir *Tho. Stringer*,  
Mr. *Wynn*,  
Sir *Ralph Ashton*,  
Mr. *Morgan*,  
Mr. *May*,  
Sir *Patience Ward*,  
Sir *Gilbert Gerrard*,  
Sir *Thomas Player*,

Sir *Samuel Bernardiston*,  
Sir *Robert Clayton*,  
Mr. *Alderman Love*.  
Mr. *Booth*,  
Col. *Titus*,  
Sir *Anthony Irby*,  
Mr. *Thynn*,  
Lord *Denicourt*,  
Sir *John Hewley*,  
Mr. *Dubois*,  
Sir *Thomas Clargis*,  
Sir *John Knight*,  
Mr. *Boscawen* :

And they are to meet to morrow at two of the clock in the Afternoon, in the Speakers Chamber: And they are impowred to send for Persons, Papers, and Records.

A Message from the Lords by Sir *Timothy Baldwin* and Sir *Miles Cooke*.

Mr. *Speaker*,

The Lords desire a present Conference with this House in the Painted-Chamber, concerning matters in the Bill concerning the Earl of Danby.

The

The Messengers being withdrawn,  
*Resolved, &c.*

That the House doth agree to meet the Lords at a present Conference, in the Painted-Chamber.

And the Messengers being called in, Mr. Speaker acquaints them that this House did agree to meet the Lords at a present Conference, in the Painted-Chamber.

*Ordered,*

That the Members that managed the last Conference, do attend and manage this Conference.

Sir *Francis Winnington* reports, that the Members appointed had attended the Conference, and that the Lord *Huntingdon* managed the Conference; and that what he delivered, was to the effect following.

THE Lords have desired this Conference with the Commons not so much to argue and dispute, as to mitigate and reconcile.

They have already observed, that the debate of this Bill hath given so long and so great an obstruction to publick business; and therefore they desire you to believe that that is the reason which hath chiefly prevailed with their Lordships in a matter of this nature.

And upon this ground it is, that if a way may be found to satisfy and secure the publick fears, by growing less than the Bill you have proposed.

The Lords do not think it advisable to insist upon the utmost and most rigorous satisfaction, to prevent Justice, which might be denied.

To induce you to this Compliance, the Lords do acknowledge that Banishment is so far from being the legal Judgment in case of High-Treason, that it is not the legal Judgment in any case whatsoever, since it can never be inflicted but by the Legislative Authority;

ity ; but they see no reason why the Legislative Authority should always be found to act to the utmost extent of its power : for there may be a prudential necessity sometimes of making abatements ; and it might be of fatal consequence if it should not be so.

And the Lords, to remove all jealousies of the presidents of this kind, do declare, that nothing which hath been done in the Earl of *Danby's* Case, shall ever be drawn into example for the time to come, and will so enter it upon their Journal.

And thereupon their Lordships insist upon their Amendments so far, as to exclude all Attainders ; and do promise themselves the Commons will in this point comply with their Lordships ; who do again assure them that their Resolutions are grounded only upon their tenderness and consideration of the Publick.

*Resolved, &c.*

That the Consideration of the said Report be adjourned till to morrow-morning ten a clock.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Mercurii 9<sup>o</sup> die Aprilis, 1679.*

*Ordered,*

**T**hat Capt. *Deeds* and Mr. *Evelin* have leave to go into the Country for five days.

*Ordered,*

That Mr. *Lisle* and Sir *Anthony Deane* have leave to go into the Country.

A Bill for the exporting of Leather was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That Mr. *Hales* have leave to go into the Country for a week.

Then the House took into consideration the matter of the Report made by Sir *Francis Winnington* from the Conference had with the Lords touching the Amendments made by the Lords to the Bill of Attainder of *Thomas Earl of Danby*: And the said Amendments being read, and the Question being severally put for agreeing to them,

it passed in the Negative.

*Resolved, &c.*

That the Members that managed the last Conference, do withdraw, and consider of Reasons to be offered at a free Conference to be had with the Lords upon the subject-matter of the last Conference, why this House hath disagreed with their Lordships in several of their Amendments to the Bill for the Attainder of *Thomas Earl of Danby* of High-Treason.

*Ordered,*

That Mr. *Gerrard* do go up to the Lords to desire a free Conference upon the subject-matter of the last Conference relating to the Amendments made by their Lordships to the Bill for the Attainder of *Thomas Earl of Danby*.

Mr. *Gerrard* reports, that the Lords have agreed to meet this House at a free Conference in the Painted-Chamber, to morrow-morning at eleven a clock.

*Resolved nemine contradicente,*

That this House is of opinion, that those who shall advise his Majesty to part with *Tangier* to any foreign Prince or State, or be instrumental therein, ought to



be accounted Enemies to the King and Kingdom.

*Ordered,*

That the matter of Election for *Leicester-shire* be heard at the Bar of this House this afternoon.

*Ordered,*

That the Committee of Secrecy do sit this afternoon.

And then the House adjourned till four of the clock in the afternoon.

*Post Meridiem.*

The House took into consideration the matter touching the Election for the County of *Leicester*, and heard the Counsel and several Witnesses on the part of the Petitioners.

And then the House adjourned till to morrow - morning eight of the clock.

*Jovis 10<sup>o</sup> die Aprilis, 1679.*

*Ordered,*

That Mr. *Wadham Strangways* have leave to go into the Country.

*Ordered,*

That all those Members that were gone out of Town before the Order was made (that no Member should depart the service of, the House without leave) unless they appear by *Munday* next come fennight, shall be sent for in custody of the Serjeant at Arms attending this House.

*Or-*

Ordered,

That Sir *Richard Cusht* have leave to go into the Country for a week.

The House then resolved into a Committee of the whole House, further to consider of the Act against the Importing of Cattle from *Ireland* and other parts beyond the Seas, and Fish taken by Forreigners.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Sir *John Trevor* reports from the Committee of the whole House, that the Committee had made a considerable progress in the consideration of the Act against the Importing of Cattle from *Ireland* and other parts beyond the Seas, and Fish taken by Forreigners. And humbly moved from the said Committee, That as soon as the free Conference with the Lords was ended, the House would again resolve into a Committee of the whole House, further to proceed in the consideration of the said Act.

Resolved, &c.

That the House will (immediately after the free Conference) resolve it self into a Committee of the whole House, further to proceed in the consideration of the Act against the Importing of Cattle from *Ireland* and other parts beyond the Seas, and Fish taken by Forreigners.

Ordered,

That the Members that managed the last Conference, do attend and manage the free Conference.

Mr. Secretary *Coventry* acquaints this House, that his Majesty had been attended with the Address of this House, desiring his Majesty that a special Commission of Oyer and Terminer may forthwith issue out for the trying of *Nathaniel Reading* Esq; and also with the Address desiring his Majesty to cause his Proclamation

mation to issue forth for the apprehending of the Earl of *Danby*. And his Majesty commanded this Answer to be returned, That his Majesty had already given order for the issuing out a special Commission of *Oyer and Terminer* for the trying of *Mr. Reading*, and will immediately order his Royal Proclamation to issue forth for the apprehending of the Earl of *Danby*.

Sir *Thomas Lee* reports from the free Conference that the Members appointed had attended the Conference, and delivered their Reasons, and left the Bill with the Lords.

*Ordered,*

That the Members that managed the free Conference, do draw up in writing a Report of such matters as they shall think fit to be entred in the Journal; and that they do inspect the Journal of the House of Lords, and see what entries are there made touching the Commitment of persons impeached.

*Ordered,*

That Sir *Edward Nevill* have leave to go into the Country, in order to the recovery of his health.

*Ordered,*

That *Mr. Clare* be appointed to take care of the suing out of the Commission of *Oyer and Terminer* for the trying of *Mr. Reading*, and prosecution of the same, before the Lords are tryed.

The Question being put that the House do now adjourn,

The House divided.

The Yeas went forth.

Tellers { *Sir John Fagg* } for the Yeas 152.  
          { *Mr. Bockland* }

Tellers

Tellers { Sir Herbert Croft } for the Noes 192.  
 { Mr. Booth }  
 And so it passed in the Negative.

A Message from the Lords by Sir Miles Cooke and Sir John Hoskins.

Mr. Speaker,

The Lords intend to sit this Afternoon, and desire this House will do the like.

The Messengers being withdrawn,

Resolved, &c.

That this House will sit this Afternoon.

And the Messengers being called in, Mr. Speaker acquaints them that this House does agree to sit this Afternoon.

The House then resolved into a Committee of the whole House, further to proceed in the Consideration of the Act against Importing Cattle from *Ireland* and other parts beyond the Seas; and Fish taken by Forreigners.

Mr. Speaker left the Chair.

Sir John Trevor took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Sir John Trevor reports from the said Committee, That they had taken the matter to them referred into their consideration, and had agreed upon a Vote to be presented to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the Question agreed to, and is as followeth, (*viz.*)

Resolved, &c.

That a Bill be brought in to continue the several Acts against Importing Cattle from *Ireland* and other parts beyond the Seas, and Fish taken by Forreigners; with



with such additional Clauses as shall make the Prohibition more effectual.

*Ordered,*

That a Committee be appointed to prepare and draw up a Bill for the continuing of the several Acts against Importing Cattle from *Ireland* and other parts beyond the Seas, and Fish taken by Forreigners ; with such additional Clauses as shall make the Prohibition more effectual : And it is referred to

Sir John Trevor,

Mr. Vaughan,

Sir Gilbert Gerrard,

Mr. Booth,

Sir Christoph. Musgrave,

Mr. Hamden,

Sir John Hotham,

Sir Trevor Williams,

Serj. Maynard,

Sir Richard Corbett,

Sir Robert Dillington,

Mr. Bockland,

Sir John Knight,

Mr. Dubois,

Sir Thomas Stringer,

Sir Nathaniel Herne,

Mr. Foley,

Sir William Thomas,

prepare and draw up the same.

Col. Birch,

Mr. Swinfen,

Sir Eliab Harvey,

Mr. Wright,

Sir Robert Peyton,

Sir John Hewley,

Sir John Wynn,

Lord Annesley,

Mr. Buscawen,

Sir Francis Drake,

Mr. Powle,

Mr. Palms,

Sir Robert Clayton,

Sir William Coventry,

Mr. Papillon,

Mr. Colt,

Sir Thomas Exton,

or any three of them, to

*Ordered,*

That the matter of the Election for the County of Norfolk which was appointed to be heard at the Bar of this House upon *Saturday* next, be adjourned till *Munday* next.

*Ordered,*

That no motion be made on the behalf of any Member for leave to go into the Country, but between the hours of ten and twelve of the clock.

*Ordered,*

That Sir *John Bramston* have leave to go into the Country for four days.

*Ordered,*

That the Lord *Clifford* have leave to go into the Country till *Tuesday* next.

And then the House adjourned  
till five of the clock in the  
Afternoon.

*Post Meridiem.*

A Message from the Lords by Sir *Timothy Baldwin*  
and Sir *Miles Cooke*.

*Mr. Speaker,*

The Lords desire a present free Conference with this House in the Painted-Chamber, upon the subject-matter of the last free Conference.

The Messengers being withdrawn,

*Resolved, &c.*

That this House will meet the Lords at a present free Conference in the Painted-Chamber.

And the Messengers being called in, Mr. Speaker acquaints them this House did agree to meet the Lords at a present free Conference in the Painted-Chamber.

*Ordered,*

That the Members that managed the last free Conference, do attend and manage this free Conference.

A Petition of *John Nelson* Doctor of Laws, now in custody

custody of the Serjeant at Arms, setting forth the state of this Case, relating to the matter of the Information against him touching the Pamphlet, and begging pardon of the House, and praying that he may be discharged of his Confinement, was read.

*Ordered,*

That the Consideration of the Petition be referred to the Committee appointed to enquire into the Author and Publisher of the two Pamphlets which were printed by Mr. Hills for Mr. Edwin, by order of the Lord Treasurer, to examine the matter thereof, and to report their Opinions thereupon to the House.

*Ordered,*

That the said Committee be revived, and do meet on *Saturday* next at two of the clock in the Afternoon, in the Speakers Chamber : And that

Sir Robert Peyton,  
Sir Walter Young,  
Sir Thomas Exton,  
Sir Francis Russell,  
Sir William Coventry,  
Mr. Vernon,  
Mr. Colt,  
Mr. Hamden,  
Sir Nicholas Carew,  
Sir Hugh Auckland,

Mr. Rushworth,  
Sir Francis Drake,  
Mr. Onslow,  
Mr. Reynall,  
Mr. Partridge,  
Sir Robert Howard,  
Sir William Estcourt,  
Sir James Long,  
Mr. Foote,  
Dr. Edsbury,

be added to the said Committee.

*Ordered,*

That all Committees be revived, and do sit on *Saturday* next at two of the clock in the Afternoon, in the places formerly appointed.

Sir Francis Winnington reports the matter delivered at the free Conference.

*Or-*

Ordeled,

That the Consideration of that Report be adjourned till *Saturday* next at nine of the clock ; and that Sir Francis *Winnington* do then present the same to the House fairly written.

And then the House adjourned  
till to morrow - morning  
nine of the clock.

*Veneris 11<sup>o</sup> die Aprilis, 1679.*

THE House being met in order to repair to Church,

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Sabbati 12<sup>o</sup> die Aprilis, 1679.*

Ordered, That

<b>M</b> R. Cooke,	Sir John Wynn,
Sir Rob. Clayton,	Mr. Rich,
Sir Herbert Croft,	Mr. Partridge,
Sir Philip Egerton,	Mr. Sterne,

be added to the Committee to whom the engrossed Bill sent down from the Lords, entituled, *An Act to disable any person from sitting in any of the Houses of Convocation, till he hath taken the Oaths, and made and subscribed the Declaration therein mentioned*, stands committed.

Or-



*Ordered,*

That Sir *John Cloberry* have leave to go into the Country.

*Ordered,*

That the Thanks of this House be returned to Dr. *Jane* and Mr. *Sharpe*, for their Sermons yesterday preached before this House at St. *Margarets Westminster*; and that they be desired to print their Sermons; and that the Members that serve for the Universities do give them the Thanks of this House, and acquaint them with the desire of the House to print their Sermons.

*Ordered,*

That a Committee be appointed to inspect the Laws that are now in force against Swearing, Cursing, Drunkenness, Sabbath-breaking, and Uncleaness; and to bring in a Bill or Bills for the more effectual prevention thereof: And it is referred to

Sir *Thomas Player*,  
 Mr. *Smith*,  
 Sir *Richard Corbett*,  
 Mr. *Williams*,  
 Mr. *Hamden*,  
 Mr. *Sterne*,  
 Master of the Rolls,  
 Sir *Thomas Stringer*,  
 Sir *William Thomas*,  
 Mr. *Dubois*,  
 Sir *Thomas Armstrong*,  
 Sir *Walter Young*,  
 Mr. *Reynall*,  
 Mr. *Partridge*,  
 Sir *Joseph Williamson*,  
 Mr. *Wright*,  
 Mr. *Buller*,

Mr. *Onslow*,  
 Sir *Henry Ford*,  
 Sir *Peter Terrill*,  
 Sir *Francis Drake*,  
 Sir *John Borlace*,  
 Mr. *Nosworthy*,  
 Sir *John Hemley*,  
 Sir *Nicholas Carew*,  
 Mr. *Slater*,  
 Col. *Titus*,  
 Sir *John Cloberry*,  
 Sir *George Downing*,  
 Mr. *Henley*,  
 Sir *Robert Peyton*,  
 Mr. *Gerrard*,  
 Sir *Robert Thomas*,  
 Sir *John Wynn*,

Sir

Sir Gilbert Gerrard,

Mr. Booth,

Mr. Harbord,

Mr. Peake,

Sir John Knight,

Sir William Franklyn,

Sir Thomas Clargis,

Mr. Papillon,

Mr. Foley,

Sir Richard Cust,

Mr. Pitts :

And all that come are

to have Voices ; and they are to meet this Afternoon  
at three of the clock, in the Speakers Chamber.

Ordered,

That the Lord *Ashley* and Mr. *Parkhurst* have leave to  
go into the Country.

Ordered,

That the House be called over in *Easter-week*, and  
that such Members as shall then make default in at-  
tending the service of the House, be sent for in custody  
of the Serjeant of Arms attending this House ; and  
that the Order be sent to the Sheriffs of the respective  
Counties, to the end they may give notice thereof to  
the Members that serve for the several places within  
their Counties.

Ordered,

That a Committee be appointed to examine the  
matter of the Information against Mr. *Castleton*, and  
report the same, with their Opinions thereupon, to  
the House, on *Munday-morning* : And it is referred to

Sir Gilbert Gerrard,

Sir Francis Drake,

Mr. Harbord,

Mr. Swinfen,

Mr. Rushworth,

Sir Henry Ford,

Mr. Williams,

Sir Thomas Clargis,

Mr. Dubois,

Alderman Love,

Mr. Trenchard,

Mr. Wright,

Sir Robert Markham,

Mr. Vernon,

Sir Francis Russell,

Sir Vincent Corbett,

Sir James Long,

Col. Birch,

Mr. Pilkington,

or any five of them :

And

And they are to meet this Afternoon at three of the clock in the Speakers Chamber; and are empowered to send for Persons, Papers, and Records.

*Ordered,*

That the Committee appointed to inspect and state the Accounts relating to the Army, do make a Report thereof to the House on *Tuesday* next at ten of the clock.

Sir *Francis Winnington* acquaints the House, that in pursuance of an Order of the House, he had drawn up into writing the substance of the matter that was delivered at the last free Conference with the Lords; which he read in his place, and afterward delivered the same in at the Clerks Table, where the same was again read, and upon the Question agreed, and is as followeth, (*viz.*)

At a free Conference with the Lords relating to the passing the Bill of Attainder against *Thomas Earl of Danby*, the substance of the matters proposed by the Lords was as followeth.

**T**HE Lord Privy-Seal said, that the House of Commons might see by the present quick free Conference with the Lords desired, that their Lordships did shew their willingness by using all means possible to reconcile both Houses, and to come to such an understanding as to pass the Bill with all expedition.

He declared, that the Reasons of the Commons for passing the Bill as they proposed, were unanswerable; and therefore the Lords were content to make the Bill absolute, without giving the Lord of *Danby* any day to appear, and the penalties to continue.

He observed, that the Lord impeached would not only by the passing of this Bill be ruined, together with

with his Family, but likewise those Acquisitions which he got by the Marriage into a noble Family, would be lost.

And he intimated, that if the House of Commons would have any other Penalties added to the Bill, their Lordships would leave it to the Commons, so that they run not to the absolute destruction of the Lord impeached. And the Lord Privy-Seal took notice, that although Reason and Justice were of the Commons side, yet in a Legislative capacity they were to consider Circumstances, in relation to the good of the Publick.

Upon this his Lordship said, that in the transaction of this Affair there were two great points gained by this House of Commons: The first was, that Impeachments made by the Commons in one Parliament, continue from Session to Session, and from Parliament to Parliament, notwithstanding Prorogations or Dissolutions. The other point was, that in case of Impeachments upon special matters shewn, if the modesty of the Party Impeached directs him not to withdraw, the Lords admit that of right they ought to order him to withdraw, and that afterwards he must be committed. His Lordship observed, that a Member of the House of Commons mentioned the Earl of *Clarendons* Case at the free Conference in the morning; but in regard that case was general, and not special matter shown, it was not like this, and therefore he did not understand the Lords intend to extend the points of withdrawing and Commitment to general Impeachments without special matter alleadged; for if it should be otherwise, the Lords did not know how many of their Lordships might be picked out of their House of a sudden.

The Earl of *Shaftesbury* said, That they were as willing to be rid of the Earl of *Danby* as the Commons. And in the first place, as to the right of the



Commons, that upon Impeachments the Lord accused ought to withdraw, and then be committed; he said their Lordships did agree it was their right, and well warranted by Presidents of former Ages. As to the distinction that the Lord Privy-Seal made, where the Impeachments were general, and when special matter was alleadged; he said the Lords gave no order to make any such distinction, for that general Impeachments were not in the case: and the Duke of *Monmouth* and Lord *Falconberg* affirmed the same, that the Earl of *Shaftesbury* was in the right, and delivered the true sense of the Lords. He also said, that the expression which they sent with Reasons from the Lords the other day, viz. That the Lords would not draw into example the proceedings of the Earl of *Danby*, but would vacate them; they intended that to extend onely to the points of not withdrawing, and not committing. He likewise declared, that the way now proposed, he thought would be a means to have the Bill pass; for the Commons might have other penalties if they would, as Confiscation of Estate: and though they had no particular order to mention Honours, yet by the general words he thought Honours were included; and if those were insisted on by the Commons, he knew not but they might be agreed to be inserted in the Bill.

He desired the Commons would consider that there were weighty Reasons which are better understood than expressed, that prove it necessary for the good of the publick, that this Bill should speedily pass.

The Commons replied, that they hoped their Lordships did not think the Commons did take it as if they had now gained any Point, for that the Points which their Lordships mentioned as gained, were nothing but what was agreeable to the antient course and methods of Parliament.

The House then took into consideration the first, fourth, sixth, and seventh Amendments made by the Lords to the Bill for the Attainder of *Thomas Earl, of Danby* of High-Treason; and the said Amendments being read,

*Resolved, &c,*

That this House doth adhere to the words of the said Bill, mentioned in the first, fourth, sixth, and seventh amendments made by the Lords to the said Bill.

*Ordered,*

That Sir *Thomas Lee* do go up to the Lords, and acquaint them that this House does intend to sit this Afternoon, and desires that their Lordships will do the like.

The House then adjourned  
till three of the clock in  
the Afternoon.

*Post Meridiem.*

*Ordered,*

That the farther Examination of the matter of Election for the County of *Leicester*, which was appointed to be heard at the Bar of this House this day, be Adjourned till Munday morning next, and so come on the first business.

*Ordered,*

That the matter of the Election for the County of *Norfolk*, which was appointed to be heard at the Bar of this House on Munday next, be Adjourned till Tuesday next, and be heard immediately after the Report from the Committee appointed to inspect and state the Accounts relating to the Army.

Sir *Thomas Lee* acquaints the House, that the Lords have resolved to sit this Afternoon.

*Ordered, That*

Mr. *Bremm*,

Sir *Tho. Player*,

Sir *Fra. Drake*,

Mr. *Mansell*,

Mr. *Hamden*,

Sir *Walter Young*,

Mr. *Partridge*,

Mr. *Trenchard*,

Sir *John Mallett*,

Mr. *Hopkins*,

Mr. *Slater*,

Mr. *Barker*,

be added to the Committee appointed to inquire into the Miscarriages of the High Sheriff of the County of *Durham*, in setting at liberty so many Papists at the time of the Election of Members to serve in this present Parliament for the said County.

*Ordered,*

That Mr. *Grey* do go up to the Lords, and desire a free Conference upon the subject-matter of the last free Conference.

Mr. *Grey* reports that the Lords have agreed to a present free Conference upon the subject-matter of the last free Conference in the Painted Chamber.

*Ordered,*

That the Members that managed the last free Conference, do withdraw, and consider of Reasons to be offered at this free Conference, why this House has adhered to the words of the Bill for the Attainder of *Thomas Earl of Danby* of High-Treason, mentioned in the first, fourth, six and seventh Amendments made by the Lords to the said Bill; and that the same Members do attend and manage the said Conference.

Sir *Thomas Meres* reports, that the Members appointed did attend at the free Conference, and delivered their Reasons, and left the Bill and Amendments with the Lords.

Sir

Sir *Thomas Meres* reports from the Committee of Elections and Priviledges, That the Committee had taken into consideration the matter of the Election for the Burrough of *Corfe-Castle*, and had agreed upon a Report; which he read in his Place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the question agreed to, and is as followeth.

The Question was, whether the Freeholders onely of Lands or Houses in the said Burrough that paid Scot and Lot, or all the Free-holders generally, had right to Vote in Elections; and whether the Petitioners or the sitting Member had most Voices. Sir *Nathaniel Napier* produced the several Witnesses following, (*viz.*)

*Richard Jones,*  
*Richard Painter,*  
*Edward Kenvell,*  
*John Symms,*  
*Mr. Dugdale,*

} prove that Free-holders, Leaseholders, and Chattel-Leases, have always had right to Vote: and a blind man, a beggar, that had a Cottage was fetcht, and had a Vote in a former Election; and all Tenants for twenty years or more, had Votes in Elections; and that one *Painter* had a Vote in my Lord *Latimers* Election, and had but a Lease for years of *Mr. Ogden*, and paid to Church and Poor.

And that when my Lord *Lattimer* was chosen, the Mayor invited all to the Election, as well Free-holders as Lease-holders.

That at this Election the poor men were courted as well as the rich; and that Mr. *William Culliford*, an Agent for my Lord *Dunblaine*, gave some eighteen pence, and one a shilling, for their hindrance of work half a day, as they bragged; and *Edward Kennells* man particularly, who said he had also a Guiney given



by the said Mr. *Culliford* for his Vote in this Election. And that Sir *Nathaniel Napier* in this Election, had six and thirty Voices that pay Scot and Lot, of which but five were questioned by the Mayor, and my Lord *Dunblaine* but sixteen or fifteen.

My Lord *Dunblaine* produced the several Witnesses following, to prove the right of Election in the Free-holders paying Scot and Lot onely, and that he had the Majority of Voices at this Election.

*William Culliford* says, he was at my Lord *Lattimer* Election, and all the Barons agreed that the Mayor, Barons, and Free-holders paying Scot and Lot, and no other, had right to Vote in Elections.

*William Culliford*, } Prove, that the Mayor being  
*Charles Osborne*, } doubtful who had right to Vote  
 asked the Barons, who told him all Free-holders paying Scot and Lot had right. And at the Election they were present, and that my Lord *Dunblaine* had one and twenty Voices, and Sir *Nathaniel Napier* but twenty that paid Scot and Lot; and that they examined my Lord *Dunblaine's* Pole with the Poors book, and found all the one and twenty but Mr. *Culliford* paid Scot and Lot; and prove that several were threatened if they Voted for my Lord *Dunblaine*, and others were profered Money.

*William Jones* proves, that Mr. *Ogden* gave five pounds to the poor, and he never used to give money to the poor, but says none of the Votes had any of the money.

Sir *William Portman*, } Several Members of the House  
 Mr. *Savage*, } that were there at the Election,  
 Mr. *Earle*, } did affirm, that Sir *Nathaniel Napier*, as they thought, had the Majority of Voices.

Where-

Whereupon the Committee came to these resolutions.

*Resolved, &c.*

That it is the opinion of this Committee, That *Peregrine Lord Viscount Dunblaine* is not duely Elected to serve in this present Parliament for the Burrough of *Corfe-Castle* in the County of *Dorset*.

*Resolved, &c.*

That it is the opinion of this Committee, That *Sir Nathaniel Napier* is duely Elected to serve in this present Parliament for the Burrough of *Corfe-Castle* in the County of *Dorset*.

*Resolved, &c.*

That this House doth agree with the Committee, That *Peregrine Lord Viscount Dunblaine* is not duely Elected to serve in this present Parliament for the Burrough of *Corfe-Castle* in the County of *Dorset*.

*Resolved, &c.*

That this House doth agree with the Committee, That *Sir Nathaniel Napier* is duely Elected to serve in this present Parliament for the Burrough of *Corfe-Castle* in the County of *Dorset*.

*Ordered,*

That the Clerk of the Crown do attend on Munday next, and amend the return for the Burrough of *Corfe-Castle*.

*Ordered,*

That *Edward Dockomb*, Mayor of the Burrough of *Corfe-Castle*, be sent for in Custody of the Serjeant at Arms attending this House, to answer his miscarriages in the returning of Members to serve in this present Parliament for the said Burrough of *Corfe-Castle*.

*Resolved, &c.*

That it be a standing Order of this House, That from henceforth, upon any vacancy of the Chair, no motion be made for Choosing of a new Speaker, till

after eleven of the clock.

And then the House adjourned  
till Munday-morning eight  
of the clock.

---

*Luna 14<sup>o</sup> die Aprilis, 1679.*

*Ordered,*

**T**hat the Clerk of the Crown be called in to amend the Return for the Burroughs of *Corf-Castle*, and *East-Grinstead*.

And the Clerk of the Crown being called in, did according to the Orders of the House, amend the said Returns.

A Petition of *Joseph Sawle* Esquire, complaining of several undue practices in the Port-Reeve of the Burrough of *Tregony* in the County of *Cornwall*, and the High-Sheriff of the said County, in returning *John Tanner* Esquire to serve in this present Parliament as Burgefs for the said Burrough, in injury of the Petitioner, who ought to have been returned, was read.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to examine the matter; and report the same with their Opinions therein to the House.

Mr. *Powle* being Elected to serve in this present Parliament, both for the Burrough of *Cirencester* in the County of *Glocester*, and for the Burrough of *East-Grinstead* in the County of *Sussex*, makes his choice for the said Burrough of *Cirencester*.

*Or-*

*Ordered,*

That Mr. Speaker do issue out his Warrant to the Clerk of the Crown, for a new Writ for Electing a Burgess to serve in this present Parliament for the Burrough of *East-Gristed* in the County of *Sussex*.

*Ordered,*

That a Committee be appointed to inspect the Journal of the House of Lords, and see what Entries are there made of any Orders touching the giving Copies to the Lords in the *Tower* of the Examination of the Witnesses against them: and it is referred to

Mr. Treby,

Sir Tho. Stringer,

Sir John Trevor,

Mr. Powle,

Sir Hen. Capell,

Sir Fra. Winnington.

or any two of them, to make Report thereof to the House.

*Ordered,*

That Sir John Lowther, Sir Nicolas Carew, and Sir Robert Reeve, have leave to go into the Country.

*Resolved, &c.*

That the House will on Wednesday next at ten of the clock, take into consideration the state of the Kingdom in relation to the Militia.

*Resolved, &c.*

That the House will on Thursday next at ten of the clock take into consideration the state of the Kingdom, and how the Navy may be made more useful for the defence thereof.

*Ordered,*

That the matter of the Election for the Burrough of *Bewdley* be adjourned till Friday in the next week after Easter-week.

And then the House Adjourned  
till three a clock in the Afternoon.

*Post*



*Post Meridiem.**Ordered,*

That the matter touching the Election for the Burrough of *Bewdley*, be heard at the Committee of Elections and Priviledges, on Wednesday next in the afternoon; but if the Committee shall not then sit, then that Election to be heard on the first Friday after Easter-week; and that the hearing of all other Causes before the said Committee be suspended until the said first day after Easter-week.

A Message from the Lords by Sir *John Coel* and Sir *Timothy Baldwin*.

*Mr. Speaker,*

*The Lords desire a present free Conference with this House in the Painted Chamber, upon the subject-matter of the last free Conference.*

The Messengers being withdrawn,

*Resolved, &c.*

That this House will meet the Lords at a present free Conference in the Painted-chamber.

And the Messengers being called in, Mr. Speaker acquaints them that this House had agreed to meet the Lords at a present Conference in the Painted-chamber upon the Subject-matter of the last free Conference.

*Ordered,*

That the Members that managed the last free Conference, do attend and manage this free Conference.

Sir *Francis Winnington* reports from the free Conference had with the Lords, that the Conference was managed by the Lord Privy-seal; and that what he delivered was to this effect, That the Lords having taken

taken into consideration the incongruity in the Bill estimated at the last free Conference, had agreed, that in the nineteenth Line of the first Skin [ the fifteenth of *April* ] should be made [ the one and twentieth of *April*. ] And in the four and twentieth Line of the said Skin, that the [ Tenth ] should also be made [ the one and Twentieth : ] And had agreed to the Bill without any further Amendments ; to which they desired the concurrence of this House.

The said Amendments being twice read, were upon the Question severally agreed to.

*Resolved,*

That a Message be sent to the Lords to acquaint them that this House has agreed to the Amendments made by their Lordships to the Bill for the Attainder of *Thomas Earl of Danby* of High Treason ; and that *Sir Francis Winnington* do go up with the Message.

The House then did proceed to the further examination of the matter of the Election for the County of *Leicester* ; and having examined the remainder of the Witnesses on the part of the Petitioners,

The Question being put that the House do now adjourn,

The House divided.

The Noes go forth.

Tellers { *Mr. Hamden*  
          { *Mr. Edward Ash* } for the Noes 89.

Tellers { *Mr. Apprece*  
          { *Mr. Courtney* } for the Yeas 71.

And then the House adjourned  
till to morrow - morning -  
eight of the clock.

*Martis*

*Martis 15<sup>o</sup> die Aprilis, 1679.*

**S**IR Henry Ford reports from the Committee appointed to examine the matter of the Information against Mr. *Castleton*, That the Committee had taken the matter of the said Information into their consideration, and had agreed upon a Report ; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth, (*viz.*)

**I**N obedience to the Order of this House of the twelfth instant, the Committee have met to examine the complaint of Mr. *Chetwind* against Mr. *Castleton*, about defaming by several Aspersions Mr. *Stephen Dugdale* the Kings Evidence; and Mr. *Chetwind* appearing before them, did instance in many discourses which had been used by Mr. *Castleton* to that effect; unto which Mr. *Castleton* made answer, That upon the first tidings of Mr. *Dugdale*'s evidence given in the Country, there were various reports here spread about to Mr. *Dugdale*'s disadvantage in reference to Money lost by him at Racing, and as if he had behaved himself dishonestly in that matter, as also towards the Lord *Aston*: and he did acknowledge that he made mention to Mr. *Chetwind* of these rumours and reflections upon Mr. *Dugdale*, as they were spoken of by other men; but that he was so far from affirming any thing of himself, that he presently writ Letters into *Stafford-shire*, and upon the Answers he had from some Friends there, he did publish, as much as any man, the credit of Mr. *Dugdale* in all places, and was one of the first that did visit Mr. *Dugdale*

ale on his arrival here : and in confirmation herein, Mr. *Chetwind* did own to the Committee, that Mr. *Castleton* did soon after his first discourses, come to him, and declare as to Mr. *Dugdale*'s credit, that he was fully convinced ; and Mr. *Dugdale* also being at the Committee, did declare, that he was not sensible that Mr. *Castleton* was his Enemy, or had done him any wrong. So that the Committee finding no other material complaint than this of the Calumny, are humbly of opinion, that Mr. *Castleton* may be discharged from his present restraint.

And whereas the said Mr. *Castleton* did represent the great misfortune he lay under, in having been seized in custody by the same Warrant wherewith Mr. *Reading* was taken for matters of Treason and high Misdemeanours, and that the report of it was so far scattered in all places to his disadvantage, that most people have called for their Papers out of his hands, and that he is likely to be ruined in his Livelyhood and way of Employment, unless the House shall be pleased by some Vote to remove the publick censure which seems to lye upon him by being involved in that Warrant :

The Committee have thought fit to enter into some tender consideration of this particular, in regard Mr. *Castleton* appears by very many testimonies to be a good Protestant, and a man of a sober life : but they do submit his desires herein to the pleasure and determination of the House.

Ordered,

That Mr. *Castleton* be discharged from the Custody of the Serjeant at Arms, paying his Fees.

Ordered,

That Mr. Alderman *Wright* have leave to go into the Country.

Ordered,

That the Committee of Secrecy have leave to sit from



from time to time during the sitting of the House.

*Ordered,*

That Mr. *Blagrove* have leave to go into the Country for a fortnight.

*Ordered,*

That Mr. *Chetwind* have leave to go into the Country in order to the recovery of his health.

Sir *Thomas Stringer* reports from the Committee appointed to inspect the Journal of the House of Lords and to see what Entries had been there made touching the giving Copies to the Lords in the Tower of the Evidence against them, That the Committee has prepared a Report, which he read in his place, and afterwards delivered the same in at the Clerks Table where the same was again read, and is as followeth.

THE Committee, in obedience to the Commands of this House, have met, and have inspected the Journal of the House of Lords, and finde that on *Wednesday* the ninth of *April* instant, it is entered in the Lords Journal-book, as followeth.

The Lord Chancellor let their Lordships know that the House had ordered, that the several Indictments found against them by the Grand Jury, should be brought into the Lords house by *Certiorari*; and that their Lordships may have Copies of the Articles of Impeachment against them: and that they shall have liberty to search and finde out Copies of Records and Journals, in order to their defence. And a Debate arising thereupon,

*Resolved, &c.*

That the said Debate be adjourned till this day fennight.

A Complaint being made of a Breach of Priviledge

edge committed against Sir Scroope How, a Member of this House, by one Adam Powell Under-Sheriff of the City of Worcester, in arresting Robert Hill a menial Servant of the said Sir Scroope How, at the suit of one John Summers an Attorney, contrary to the Rights and Priviledges of Parliament,

Ordered,

That the said Adam Powell and John Summers be sent for in custody of the Serjeant at Arms attending this House, to answer their Breach of Priviledge committed upon Sir Scroope How, by arresting Robert Hill his menial Servant, contrary to the Rights and Priviledges of Parliament.

Ordered,

That Sir John Guyes have leave to go into the Country.

Ordered,

That a Committee be appointed to enquire concerning the late Fires that have happened in and about the City of London, and to report the same to the House: And that the Committee of Secrecy do transmit to this Committee all such Papers and Examinations as they have in their custody relating to the discovery of such persons as have been the occasion of such Fires: And it is referred to

Mr. Harbord,

Sir Robert Peyton,

Sir Robert Clayton,

Sir Thomas Player,

Sir Nathaniel Herne,

Sir Francis Drake,

Mr. Williams,

Sir John Coriton,

Mr. Johnson,

Mr. Wogan,

Sir Thomas Clargis,

Sir Joseph Tredingham,

Col. Birch,

Mr. Pitt,

Sir John Wynn,

Serj. Rigby,

Sir Philip Egerton,

Sir Anthony Irby,

Sir Patience Ward,

Sir Christoph. Musgrave,

Sir

Sir Thomas Stringer,

Mr. Foley,

Mr. Mansell,

Mr. Dubois,

Mr. Trenchard,

Mr. Papillon,

Alderman Blackwell,

Col. Whitley,

and all the Members that serve for the Cities of London and Westminster, and the Burrough of Southwark, or any three of them: And they are to meet this Afternoon at three of the clock, in the Speakers Chamber; and are impowred to send for Persons, Papers, and Records.

Sir George Downing reports from the Committee appointed to inspect and state the Accounts relating to the Army, That the Committee had met, and had agreed upon a Report to be made to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth, (*viz.*)

**I**F the Officers of the three Regiments of Horse, and of the seven Regiments of Foot that are disbanded, be paid, put to the respective days upon which they were disbanded, there will be less due to them than is set down in the Paper given into the House by the Pay-master of the Army, 788 *l.* 16 *s.* 0 *d.* which sum of 788 *l.* 16 *s.* 0 *d.* being deducted out of the sum of 193241 *l.* 18 *s.* 2 *d.* the remains will be the sum of 192453 *l.* 2 *s.* 2 *d.*

A Motion being made for a Supply to be given to his Majesty for paying off and disbanding the Army,  
*Resolved, &c.*

That this House will to morrow-morning at ten of the clock resolve it self into a Committee of the whole House, to take into consideration the Motion that was made for a Supply to be given to his Majesty for

for paying off and disbanding the Army.

*Ordered,*

That the matter touching the Election for the County of *Norfolk* be heard at the Bar of this House on *Munday* next, the first business.

And then the House Adjourned  
till two of the clock in the  
Afternoon.

*Post Meridem.*

*Ordered,*

That the Committee to whom the consideration of the Petition of Doctor *John Nelson* is referred, be revived, and do sit to morrow morning at eight of the clock, at the place formerly appointed. And that Sir *John Knight* and Sir *Anthony Irby* be added to the said Committee.

The House then proceeded to hear the matter touching the Election for the County of *Leicester*, and having examined the remainder of the Evidence on the part of the sitting Members;

The Question being put that the House do now proceed upon the debate touching the Election for the County of *Leicester*,

it was resolved in the Affirmative.

The Question being put that the Lord *Roos* is duely Elected to serve in this present Parliament, as Knight of the Shire for the County of *Leicester*,

The House divided

The Noes went forth.

Tellers { Sir *John Talbot* } for the Yeas 78.  
          { Mr. *Grey* }

L

Tel-



Tellers { *Sir Eliab Harvey* } for the Noes 116  
               { *Colonel Birch* }

And so it passed in the Negative.

*Resolved, &c.*

That the Lord *Roos* is not duely Elected to serve in this present Parliament, as Knight of the Shire for the County of *Leicester*.

*Resolved, &c.*

That the Lord *Sherrard* is well and duely Elected to serve in this present Parliament, as Knight of the Shire for the County of *Leicester*.

*Resolved, &c.*

That Sir *John Hartopp* is not duely Elected to serve in this present Parliament, as Knight of the Shire for the County of *Leicester*.

And then the House Adjourned  
 till to morrow morning eight  
 of the clock.

*Mer-*

*Mercurii 16<sup>o</sup> die Aprilis 1679.*

*Ordered,*

That all Committees that are discontinued be revived, and do sit this Afternoon in the places formerly appointed.

A Bill for securing the King and Kingdom against the growth and danger of Popery, was read the second time.

*Resolved, &c.*

That the Bill be committed upon the debate of the House to

Sir Tho. Clargis,  
Sir Tho. Exton,  
Mr. Courtnay,  
Sir William Coventry,  
Mr. Swinfen,  
Mr. Williams,  
Serjeant Maynard,  
Mr. Boscawen,  
Sir Henry Capell,  
Sir Fra. Drake,  
Sir Tho. Meres,  
Mr. Wogan,  
Master of the Rolls,  
Mr. Alderman Love,  
Sir Patience Ward,  
Mr. Browne,  
Mr. Pilkington,  
Sir Eliab Harvey,  
Sir Halfwell Tynt,  
Mr. Upton,

Sir John Knight,  
Serjeant Seyes,  
Sir Nich. Bedley,  
Sir Hen. Ford,  
Mr. Hamden,  
Colonel Birch,  
Mr. Onslow,  
Sir Jo. Wynn,  
Sir Jo. Talbot,  
Sir Jo. Hewley,  
Sir Will. Hickman,  
Sir Edw. Hugersford,  
Mr. Mansell,  
Sir Gilb. Gerrard,  
Sir Anth. Irby,  
Sir Gervas Elwes,  
Mr. Papillon,  
Lord Cavendish,  
Sir Tho. Mompeffon,  
Sir William Escourt,

Sir Richard Head,  
 Sir Nathaniel Herne,  
 Sir Ra. Ashton,  
 Sir Tho. Stringer,  
 Mr. Wright,  
 Colonel Titus,  
 Mr. Stone,  
 Mr. Morgan,  
 Sir Walter Young,  
 Sir Christoph. Musgrave,  
 Sir Sam. Bernardiston,  
 Mr. Hopkins,

Mr. Grey,  
 Sir Robert Peyton,  
 Mr. Foley,  
 Sir Walter Ernley,  
 Mr. Dubois,  
 Sir Phil. Egerton,  
 Mr. Trenchard,  
 Major Bockland,  
 Mr. Sterne,  
 Sir Fra. Winnington,  
 Sir Jo. Mallett :

And they are to meet to-morrow at Two of the clock in the afternoon, in the Speakers Chamber.

Ordered,

That Mr. George Savage and Mr. Hide have leave to go into the Countrey for a fortnight.

Ordered,

That Mr. Webb have leave to go into the Country.

Ordered,

That Mr. Gresham have leave to go into the Countrey.

The House then resolved into a Committee of the whole House, to consider of the motion for a Supply to be given to His Majesty for paying off and dismissing all the Forces now in Arms in this Kingdom, raised or brought over from Forreign parts since the twenty ninth of September, one thousand six hundred seventy and seven.

Mr. Speaker left the Chair.

Sir John Trevor took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Sir John Trevor reports from the Committee, That the Committee had taken into their consideration the Motion for a Supply to be given to his Majesty for disbanding the Forces; and understanding that there

was

was a Message from the Lords attending in the Lobby, they commanded him to leave the Chair.

A Message from the Lords by Sir Timothy Baldwin and Sir John Hoskins.

Mr. Speaker,

*We are commanded by the Lords to acquaint this House, that the Earl of Danby having last night rendered himself to the Gentleman-Usher of the Black-rod, who brought him this day to the Bar of their House, that their Lordships have sent him to the Tower.*

Resolved, &c.

That the House will resolve it self into a Committee of the whole House, further to proceed in the consideration of the Motion for a Supply to be given to his Majesty for paying off and dismissing the Forces.

Mr. Speaker left the Chair.

Sir John Trevor took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Sir John Trevor reports from the said Committee, That the Committee had made some progress in the consideration of the Motion for a Supply to be given to his Majesty for paying off and dismissing of Forces; and being informed that there was a Message from the Lords attending in the Lobby, they had commanded him to leave the Chair.

A Message from the Lords by Sir Timothy Baldwin and Sir John Hoskins.

Mr. Speaker,

*The Lords have commanded us to acquaint this House, that the five Lords lately committed to the Tower, have all in person brought their Answers to the Articles of Impeachment exhibited against them by this House (except my Lord Bellasis) which were read to their Lordships; and their Lordships have sent the Originals to this House, to the intent this House may consider of them, and return the same Originals with all convenient speed.* A



A Debate arising, Whether the Lord *Bellasis* is actually and legally arraigned, having not in person delivered his Answer at the Bar of the House of Lords to the Impeachment exhibited against him by this House,

*Resolved, &c.*

That the said Debate be adjourned till to morrow-morning nine of the clock.

*Ordered, &c.* That

Sir Thomas Lee,  
Mr. Sacheverell,  
Mr. Powle,  
Sir John Hewley,  
Serj. Seys,  
Sir John Trevor,  
Sir Nich. Pedley,  
Mr. Foley,  
Sir John Knight,

Mr. Hamden,  
Sir Henry Capell,  
Col. Birch,  
Sir Thomas Meeres,  
Mr. Newport,  
Sir William Poultney,  
Sir John Wynn,  
Mr. Garraway,

or any two of them, do inspect the Journal of the House of Lords, and see what Entries are therein made touching the Appearance and the Arraignment of the five Lords now in the *Tower*, and to report the same to the House to morrow-morning.

The House then resolved into a Committee of the whole House, further to proceed in the consideration of the Motion for a Supply to be granted to his Majesty for the paying off and dismissing the Forces.

Mr. Speaker left the Chair.

Sir John Trevor took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Sir John Trevor reports from the said Committee, That the Committee had agreed upon several Votes; which he read in his place, and afterwards delivered the

the same in at the Clerks Table, where the same were again read, and are as followeth.

*Resolved, &c.*

That it is the opinion of this Committee, that the General Officers shall not be paid.

*Resolved, &c.*

That it is the opinion of this Committee, that the Field-Officers, as Field-Officers, shall be paid onely to the time that they were to be disbanded by Act of Parliament.

*Resolved, &c.*

That it is the opinion of this Committee, that no Officer shall receive pay from the time that the Soldiers under his Command were actually disbanded.

*Resolved, &c.*

That it is the opinion of this Committee, that a Supply be granted to his Majesty, not exceeding the sum of two Hundred and six Thousand four Hundred Sixty two pounds, seventeen shillings and three pence, for the paying off and dismissing all the Soldiers now in Arms in *England*, raised or brought over from Forain parts into this Kingdom since the nine and twentieth day of *September*, 1677. to be raised by six months Tax, according to the rate of the present Tax, and to commence from the determination of the Tax in being.

The first Vote being read the second time, was upon the Question agreed to.

*Resolved, &c.*

That the general Officers shall not be paid.

The second Vote being read the second time, and the Question being put to agree with the Committee,

It passed in the Negative.

The third Vote being read the second time, was upon the Question agreed to.

*Resolved, &c.*

That no Officer shall receive pay from the time that the Souldiers under his Command were actually disbanded.

The fourth Vote being read the second time, and the Question being put that the words [ into this Kingdom ] after the word [ Parts ] be left out,

It was resolved in the Affirmative.

The Question being put that the words [ in England ] after the word [ Arms ] be left out, and that instead thereof the words [ in this Kingdom ] be inserted,

It was resolved in the Affirmative.

*Resolved, &c.*

That a Supply be granted to his Majesty not exceeding the sum of two Hundred and six Thousand four Hundred sixty two pounds seventeen shillings and three pence, for the paying off and dismissing all the Forces now in Arms in this Kingdom, raised or brought over from forain parts, since the nine and twentieth of September, 1677. to be raised by the moneths Tax according to the rate of the present Tax, and to commence from the determination of the Tax in being.

*Resolved, &c.*

That the Commission-Officers be paid to the full of April, and no longer.

*Ordered,*

That a Bill be brought in pursuant to the said Votes and it is referred to

Sir John Trevor,

Sir Tho. Meres,

Col. Whitley,

Sir Tho. Clargis,

or any three of them, to prepare and draw up the same:

Sir George Downing,

Col. Birch,

Sir Gilb. Gerrard,

Sir Fra. Winnington,

ame : And that they do bring in a borrowing clause,  
and a clause of Indempnity, and do prepare Rules and  
Instructions for the disbanding the Forces.

*Ordered,*

That all Committees be adjourned, except the  
Committee of Secrecy, and the Committee appointed  
to enquire concerning the late Fires that have hap-  
pened in and about the City of London.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

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*Jovis 17<sup>o</sup> die Aprilis, 1679.*

*Resolved, &c.*

That this House will on *Wednesday* next at ten of  
the clock take into consideration the state of the  
Kingdom in reference to the Militia.

*Ordered,*

That all Committees that are discontinued be re-  
vived, and do sit this Afternoon in the places formerly  
appointed.

*Ordered,*

That Mr. Speaker do issue out his Warrant to the  
Clerk of the Crown to make out a new Writ for e-  
lecting of a Knight of the Shire to serve in this pre-  
sent Parliament for the County of Leiceſter.

*Resolved, &c.*

That this House will on Saturday next come ten  
night take into consideration the matter of the mis-  
carriages touching the Election for the County of  
Leiceſter.

*Or-*



*Ordered,*

That the Committee of Elections and Priviledges do sit on *Wednesday* next in the Afternoon; and that the matter of Election for the County of *Warwick* be referred to the said Committee, to examine the matter thereof, and to report the same with their Opinions thereupon to the House. And they are to proceed upon no other business relating to Elections on that Afternoon.

*Ordered,*

That Mr. *Gerrard Russel* and Mr. *Knight* have leave to go into the Country for six days.

*Ordered,*

That the Committee appointed to bring in a Bill for paying off and disbanding the Souldiers, do prepare and bring in a Clause for appropriating the Money for that use onely, with penalties upon such persons as shall divert the same.

The Question being put that the Supply granted to his Majesty for paying off and dismissing the Forces shall be paid in to the Exchequer,

The House divided.

The Noes went forth.

Tellers { *Sir Fra. Drake*  
          { *Sir Arth. Harris* } for the Noes 131.

Tellers { *Sir John Talbot*  
          { *Sir Joseph Tredingham* } for the Yeas 191

And so it was resolved in the Affirmative.

*Resolved, &c.*

That the Supply granted to his Majesty for paying off

and dismissing the Forces, shall be paid into the Chequer.

*Ordered,*

That Mr. *Everfied*, Mr. *Deering*, and Mr. *Goddard*, we leave to go into the Country till Friday in Easter-week.

*Ordered,*

That Sir *John Fagg* have leave to go into the Country in order to the recovery of his health.

*Ordered,*

That a Committee of Secrecy be appointed to prepare and draw up Evidence against the Earl of *Darby*: And it is referred to

Col. <i>Titus</i> ,	Sir <i>William Ellis</i> ,
Sir <i>William Coventry</i> ,	Mr. <i>Sacheveril</i> ,
Sir <i>Fra. Winnington</i> ,	Mr. <i>Powle</i> ,
Mr. <i>Williams</i> ,	Sir <i>Robert Carr</i> ,
Sir <i>Hen. Capel</i> ,	Serjeant <i>Maynard</i> ,

any three of them: and they are to receive Evidence and draw up further Articles against the said Earl of *Darby*, as they shall see cause: And they are to meet this Afternoon, and to sit *de die in diem*; and are empowered to send for Persons, Papers, and Records.

Mr. *Hamden* reports from the Committee appointed to inspect the Journal of the House of Lords, and see what Entries are there made touching the appearance and Arraignment of the five Lords in the Tower, That they had agreed upon a Report; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth, (*viz.*)

We find that the Lord *Powys*, Lord *Stafford*, Lord *Petre*, Lord *Arundel* of *Wardour*, were brought to the Bar, and kneeled till the Lord Chancellor bid them stand up; and then the Articles were read to them, and the Chancellor asked them what they could say for themselves, letting them know that his Majesty would appoint a Lord High Steward for their Tryals: and the Lords made several requests in order to their Defence upon their Tryals. Then they withdrew, and the Lords having taken their requests into consideration, they were called to the Bar again, and the Lord Chancellour let them know, that the House had ordered that the several Indictments found against the Five Lords by the Jury, should be brought into that Court by Writ of *Certiorari*, and that their Lordships may have Copies of the said Articles of Impeachment, and have time given them till Tuesday the fifteenth instant to send in their respective Answers thereunto, with farther time to Answer to any further Articles that should be brought up, and liberty to take out Copies of Records and Journals, &c.

At the end of which Order we find it thus entered: That notice being taken by the House, that the Lord *Bellasis* had not appeared at the Bar, *Thomas Plossington* and *Robert Dent*, being Sworn at the Bar, attested that the said Lord *Bellasis* is at this present so ill and lame with the Gout, that he is not able to stir out of his Bed, nor to turn himself in his Bed without help: which reasonable excuse the House allowing of, the said *Thomas Plossington* on the behalf of the Lord *Bellasis* desired, that his Lordship might have a Copy of the Articles, and that Counsel whom he named might be assigned to him; which, with the other requests made by the Lords who appeared, were equally conceded to for the Lord *Bellasis*, as for the other Four Lords.

Then

Then ensues an Order for those Five Lords to stand Committed to the *Tower* in order to their Tryals, and the same access of persons to them, as before this day.

*John Lord Bellasis* hath Order for Sir *Thomas Skipwith* and Mr. *Saunders* to be his Counsel.

15<sup>o</sup> Aprilis, 1679.

This day being appointed for the Lords, Prisoners in the *Tower*, to put in their Answers to the Articles of Impeachment of the House of Commons against them, which being called for and not come, it is

*Ordered, &c.*

That the Earl of *Pomys*, Lord *Stafford*, Lord *Petre*, Lord *Arundel* of *Wardour*, be brought to the Bar of this House to morrow morning at eleven of the clock, by the Lieutenant of the *Tower*, to put in their respective Answers to the said Articles of Impeachment; and this shall be a sufficient Warrant on that behalf.

It was moved that the Lord *Bellasis* Answer might be received now, in regard of his Lordships sickness: which the House received and read.

*Resolved, &c.*

That it be referred to the Committee of Secrecy, to look into the Answers of the five Lords in the *Tower*; and they are to consider of the methods of proceedings to Tryals upon Impeachments, and report their opinions thereupon to the House on Munday morning next; and that Mr. Speaker do deliver the said Answers to the Committee of Secrecy.

*Ordered,*

That all Committees but the Committee of Secrecy, and the Committee appointed to inquire touching the late



late Fires that have happened in and about the City of London, be Adjourned; and that Sir *Sam. Bernard* be added to that Committee.

*Resolved, &c.*

That this House will on Tuesday next take into consideration the state of the Kingdom, and how the Navy may be made useful for the defence thereof.

And then the House Adjourned till Munday morning next eight of the clock.

*Lune 21<sup>o</sup> die Aprilis, 1679.*

*Ordered,*

That Mr. *Turner* of *Lynn*, and Sir *William Coventry* have leave to go into the Country.

*Ordered,*

That Mr. *Thurborne* have leave to continue in the Country, in order to his Health.

Mr. Secretary *Coventry* acquaints the House, that His Majesty had Commanded him to let the House know that His Majesty did intend to come to the House of Peers this day about twelve of the clock in his Royal Robes, and did intend to send for this House to attend him there.

A Message from His Majesty by Sir *Edward Carter* Ulster of the Black Rod.

*Mr. Speaker,*

*The King Commands this Honourable House to attend him immediately in the House of Peers.*

And accordingly Mr. Speaker with the House went to attend His Majesty, in the House of Peers; and the House

City of London House being returned, Mr. Speaker reports the effects  
of His Majesties Speech, which is as followeth.

My Lords and Gentlemen,

I Thought it necessary to acquaint you what  
I have done this day, which is, that I have  
Establisht a new Privy-Council, the constant  
number of which shall never exceed Thirty.

I have made choice of such persons as are  
worthy and able to advise me, and am resolu-  
ed in all my weighty and important Affairs,  
next to the Advice of my great Council in  
Parliament, which I shall very often consult  
with, to be advised by this Privy-Council.

I could not make so great a change with-  
out acquainting both Houses of Parliament;  
and I desire you all to apply your selves heart-  
ily, as I shall, to do those things which are  
necessary for the good and safety of the King-  
dom, and that no time be lost in it.

The House then took into consideration the matter  
touching the Election for the County of Norfolk, and  
Examined the Witnesses on the part of the Petition-  
er.

And then the House adjourned  
till three of the clock in the  
Afternoon

Post

*Post Meridiem.*

The House took into further consideration the matter touching the Election for the County of *Norfolk* and examined all the Witnesses on the part of the sitting Members.

*Resolved, &c.*

That Sir *Christopher Calthrope* is not duely elected to serve in this present Parliament as one of the Knights of the Shire for the County of *Norfolk*.

*Resolved, &c.*

That Sir *Nevill Cateline* is not duely elected to serve in this present Parliament as one of the Knights of the Shire for the County of *Norfolk*.

The Question being put that Sir *John Hobart* is duely elected to serve in this present Parliament as one of the Knights of the Shire for the County of *Norfolk*.

The House divided.

The Noes go forth.

Tellers { Sir *John Talbot* } for the Noes 99.  
          { Mr. *Tempest* }

Tellers { Sir *John Trevor* } for the Yeas 94.  
          { Mr. *Hamden* }

And so it passed in the Negative.

*Resolved, &c.*

That Sir *John Hobart* is not duely elected to serve in this present Parliament as Knight of the Shire for the County of *Norfolk*.

Or-

*Ordered,*

That Mr. *Samuel Nerdon* an Attorney, acting as Under-Sheriff for the County of *Norfolk* be sent for in custody of the Serjeant at Arms attending this House, to answer his miscarriages and ill practices in selecting of Knights of the Shire to serve in this present Parliament for the County of *Norfolk*.

*Ordered,*

That Dr. *John Hilliard* be sent for in custody of the Serjeant at Arms attending this House, to answer his Contempt in not attending this House according to the Summons to him given.

*Resolved, &c.*

That this House will on *Munday* next take into consideration the matter of the miscarriages touching the election for the County of *Norfolk*.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Martis 22<sup>o</sup> die Aprilis, 1679.*

Doctor *Edesbury* reports from the Committee to whom the Ingrossed Bill sent from the Lords, Intituled, *An Act for disabling any person from sitting in any of the Houses of Convocation till he hath taken the Oaths*, and made and subscribed the Declaration therein mentioned, was committed; That the Committee had taken the Bill into consideration, and agreed upon several Amendments and Clauses; which he read in this place, and afterwards delivered the same in at the Clerks Table, where the same were again read.

The first, second, third, fourth, and fifth Amend-

M

ments



ments being read a second time, were upon the Question severally agreed to.

The sixth Amendment being read a second time, was Post-poned.

The seventh, eighth, and ninth Amendments being read a second time, were upon the Question agreed to.

The rest of the Amendments and Clauses being read a second time, and a debate arising thereupon,

*Resolved, &c.*

That the Bill be re-committed to the same Committee, to consider of the Amendments and Clauses not agreed unto upon the debate of the House.

A Message from the Lords by Sir *Timothy Baldwin*, and Sir *William Beversham*.

*Mr. Speaker,*

*The Lords have sent you down a Bill, Intituled, An Act to enable the Trustees of the Mannors and Lands late of Charles Lord Mohun therein named, to sell and sell Timber, and to make Leases for payment of his and his Fathers Debts, and to raise a Portion for his Daughter; to which they desire the Concurrence of this House.*

*Ordered,*

That Mr. *Noell*, and Mr. *May*, have leave to go into the Country for fourteen days from Saturday next.

*Ordered,*

That the Committee of Secrecy appointed to receive evidence, and prepare and draw up farther Articles against the Earl of *Danby*, have leave to sit from time to time during the sitting of the House, and to make choice of a person to assist them in the nature of a Solicitor.

*Ordered,*

That the said Committee of Secrecy shall be at liberty to desire the assistance and information of any Member of this House, in order to the preparing and drawing up farther Articles against the Earl of *Danby*.

*Or-*

*Ordered,*

That the Committee of Secrecy to whom it was referred to look into the Answers of the Five Lords in the Tower, and to inquire into the methods of Proceeding to Tryal upon Impeachments, do make their report to the House to morrow morning at ten of the clock.

The Bill for paying off and dismissing the Army, was read the first time.

*Resolved, &c.*

That the Bill be read a second time to morrow-morning.

*Ordered,*

That all Committees that were discontinued, be revived, and do sit this Afternoon in the places formerly appointed.

*Ordered,*

That Mr. Speaker do issue out his Warrant to the Clerk of the Crown, to make out a new Writ for electing of two Knights of the Shire, to serve in this present Parliament for the County of *Norfolk*.

*Ordered,*

That the Committee appointed to consider of the temporary Laws, and report their opinions which of them are fit to be continued, be impowred to send as well for Licensed as unlicensed Books, in order to be examined and perused by them.

*Resolved, &c.*

That the Committee to whom the matter concerning Dr. *Nelson* is committed, do take the same into consideration, upon the debate of the House.

*Resolved, &c.*

That this House will on Thursday morning next take into consideration the State of the Kingdom, and how the Navy may be made useful for the defence thereof.

Ordered,

That the Lord *Ashley* have leave to continue in the Country.

And then the House adjourned  
till to Morrow - morning  
eight of the clock.

*Mercurii 23<sup>o</sup> die Aprilis, 1679.*

Ordered, &c.

**T**hat a Committee be appointed to receive Propositions concerning the Royal Fishery, and to report the same to the House; and it is referred to

Mr. *Williams*,  
Sir *Job. Coriton*,  
Mr. *Browne*,  
Sir *Anth. Irby*,  
Mr. *Lewis*,  
Sir *Hen. Capell*,  
Sir *John Hewley*,  
Sir *Walter Earnly*,  
Mr. *Nosworthy*,  
Mr. *May*,  
Sir *Nath. Herne*,  
Sir *Jo. Dawney*,  
Sir *Tho. Player*,  
Sir *Patience Ward*,  
Mr. *Mansell*,  
Mr. *Papillon*,  
Mr. *Harbord*,

Mr. *Pilkington*,  
Sir *Jo. Trevor*,  
Sir *Ralph. Ashton*,  
Col. *Birch*,  
Sir *Rob. Carr*,  
Sir *John Knight*,  
Mr. *Wright*,  
Sir *Samuel Bernardiston*,  
Mr. *Booth*,  
Mr. *Dubois*,  
Sir *John Wynn*,  
Sir *John Holman*,  
Mr. *Lambert*,  
Mr. *Johnson*,  
Sir *Anth. Deane*,  
Sir *Ral. Dalavall*,  
Sir *Hen. Ford*,

and all the Members of this House that are Merchants,  
and the Members that serve for the City of London;  
and

and they are to meet this afternoon at two of the Clock in the Speakers Chamber, and they are to send the Deputy-Governour of the former Company of the Royal Fishery, and are impowred to send for persons, Papers, and Records.

An Ingrossed Bill sent down from the Lords, Intituled, *An Act to enable the Trustees of the Mannors and Lands late of Charles Lord Mohun therein named, to sell and sell Timber, and to make Leases for payment of his and his Fathers Debts, and to raise a Portion for his Daughter*, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That leave be given to Mr. Thomas Harvey to go into the Countrey for ten days.

A Bill to enable Trustees to sell the Lands of the Co-heirs of *Charles Dale* Esquire deceased, for payment of Debts, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That leave be given to bring in a Bill for prevention of raising and levying Money upon the Subjects, but by Act of Parliament.

The Bill for paying off and dismissing the Army, was read the second time.

*Resolved, &c.*

That the Bill be committed upon the debate of the House, to a Committee of the whole House; and that the House will to morrow morning resolve it self into a Committee of the whole House, to proceed upon the said Bill.

Mr. Treby reports from the Committee of Secrecy appointed to look into the Answers of the Five Lords in the Tower, and to inquire into the methods of proceeding



ceedings to Tryals upon Impeachments, That the Committee had agreed upon a Report to be made to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, together with the said Answer, (except the Answer of the Lord *Bellasis*) and as followeth.

The Committee is of opinion,

That the Lord *Bellasis* being Impeached of High Treason by the Commons, cannot make any Answer but in Person.

That the several Writings put in by the Lord *Pomys*, Lord *Stafford*, and Lord *Arundel* of *Wardour*, which they call their several Pleas and Answers, are not Pleas or Answers, but argumentative and evasive; to which the Commons neither can nor ought to reply.

That if the Answers of the Lord *Pomys*, Lord *Stafford*, and Lord *Arundell* (as well as that of the Lord *Petre*) were sufficient, yet there ought not to be any proceedings against them, or any of them, until the Lord *Bellasis* also put in a sufficient Answer in person.

That the Commons do demand of the Lords, that their Lordships would forthwith order and require the said Lord *Pomys*, Lord *Stafford*, Lord *Arundel* of *Wardour*, and Lord *Bellasis*, to put in their perfect Answers; or in default thereof, that the Commons may have justice against them.

*Resolved, &c.*

That this House will sit this afternoon, and that a Message be sent to the Lords, to desire their Lordships will do the like.

*Or-*

Ordered,

That Sir *John Trevor* do go up with the Message.  
Sir *John Trevor* Reports, that the Lords have Adjourned till to morrow morning.

Resolved, &c.

That the consideration of the Report made upon the Answers of the Five Lords in the *Tower* to the Articles of Impeachment exhibited against them by this House, be Adjourned till to morrow morning of the clock.

And then the House Adjourned  
till to morrow morning  
eight of the clock.

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*Jovis 24<sup>o</sup> die Aprilis, 1679.*

A Bill for Exporting of Leather, was read the second time.

Resolved,

That the Bill be committed upon the debate of the House to

Sir *John Knight*,  
Serjeant *Seyes*,  
Sir *Jo. Hewley*,  
Serjeant *Rigby*,  
Sir *Hen. Thompson*,

Sir *Fra. Russell*,  
Sir *Will. Franklyn*,  
Mr. *Onslow*,  
Sir *Edmund Jennings*,  
Mr. *Whittacre*,

M 4

Mr.

Mr. Grey,  
 Lord Scudamore,  
 Sir Vincent Corbet,  
 Mr. Alderman Love,  
 Sir Ralph Ashton,  
 Sir Hen. Ford,  
 Mr. Pilkington,  
 Mr. Wright,  
 Mr. Bromne,  
 Sir Phil. Egerton,  
 Sir Nath. Herne,  
 Sir Jo. Wynn,  
 Mr. May,

Sir Tho. Player,  
 Mr. Williams,  
 Mr. Courtney,  
 Mr. Barker,  
 Mr. Dubois,  
 Mr. Darrell,  
 Sir Patience Ward,  
 Sir Edward Hungerford,  
 Mr. Johnson,  
 Mr. Biggs,  
 Mr. Partridge,  
 Mr. Coryton,  
 Sir Tho. Exton:

And all that come are to have Voices, and they are to meet this Afternoon at Three of the clock in the Speakers Chamber, and are impowred to send for Persons, Papers, and Records,

A Petition of the Shoo-makers, and other Manufacturers of Leather in and about *London* was read, setting forth the inconveniency of reviving the Law for Exporting of Leather.

*Resolved, &c.*

That the said Petition be referred to the consideration of the Committee to whom the Bill for Exporting Leather stands committed, to examine the matter thereof, and report their opinions thereupon to the House.

*Ordered,*

That Mr. *Dalmabay* have leave to go into the Country for twenty days.

The House then took into consideration the matter of the report made by Mr. *Treby* from the Committee of  
 Se-

Secrecy touching the Answers of the five Lords in the Tower to the Impeachments exhibited against them by this House, and the methods of proceedings to Tryals upon Impeachments : And the several Paragraphs of the said Report being read a second time, were upon the Question severally agreed to.

*Ordered,*

That Mr. *Booth* do go up to the Lords, and desire a Conference with their Lordships touching the Answers of the five Lords in the Tower to the Impeachments exhibited against them by this House, and the methods of proceedings to Tryals upon Impeachments.

Mr. *Booth* reports, that the Lords have agreed to meet this House at a present Conference in the Pain-chamber.

*Ordered,*

That the Members of the Committee of Secrecy that prepared the said Report, do attend and manage the Conference ; and that they do acquaint the Lords at the Conference, that this House will make use of no other Evidence against the five Lords in the Tower, than what they have received within seven years last past : and desire that their Lordships will appoint a short day for the Lord *Pomys*, Lord *Stafford*, Lord *Arundel* of *Wardour*, Lord *Petre*, Lord *Bellasis*, to put in their effectual Pleas and Answers to the Impeachment exhibited against them by this House.

Sir *Francis Winnington* reports, that the Members appointed did attend and manage the Conference, and left the said Answers with the Lords, and delivered their Reasons of the insufficiency of them, and what else they had in charge from the House to deliver to their Lordships relating to the five Lords in the Tower.

*Or-*



*Ordered,*

That Mr. *Sacheverel* do deliver to Mr. *Reading* the Writings by him given into the Committee of Secrecy.

*Resolved, &c.*

That the consideration of the state of the Kingdom and how the Navy may be made useful for the defence thereof, be adjourned till *Munday-morning* next; and that Mr. Speaker do issue out his Warrant for summoning such Witnesses then to attend, as shall be named to him by Mr. *Bennet*.

*Resolved, &c.*

That Sir *Gilbert Gerrard*, Col. *Whitley*, Col. *Birch*, and Sir *Thomas Player*, shall be Commissioners for the disbanding the Army.

The House then resolved into a Committee of the whole House, to proceed upon the Bill for paying off and dismissing the Army.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker resumes the Chair.

Sir *John Trevor* reports from the said Committee, that the Committee had made some progress into the Bill for paying off and dismissing the Army: And humbly moved from the said Committee, that the House would resolve it self into a Committee of the whole House at three of the clock this Afternoon, further to proceed upon the said Bill.

*Resolved, &c.*

That this House will at three of the clock this Afternoon resolve it self into a Committee of the whole House, further to proceed in the Consideration of the Bill for paying and dismissing the Army.

And then the House adjourned till three of the clock in the Afternoon.

*Post*

*Post Meridiem.*

A Bill for reverſing Outlawries in the *Kings-beneb*  
 as read the ſecond time.

*Resolved, &c.*

That the Bill be committed to

Sir *Tho. Clargis*,

Mr. *Colt*,

Sir *Nich. Pedley*,

Sir *John Knight*,

Sir *Sam. Bernardiſton*,

Mr. *Evelin*,

Sir *John Talbot*,

Sir *John Carew*,

Sir *William Pultney*,

Sir *William Baſſet*,

Sir *John Hewley*,

Sir *John Trevor*,

Serj. *Seyes*,

Serj. *Rigby*,

Mr. *Cooke*,

Sir *John Wynn*,

Sir *Fra. Drake*,

Mr. *Knight*,

Sir *Jos. Tredingham*.

Sir *Anth. Irby*,

Mr. *Onslow*,

Sir *Patience Ward*,

and all the Members of this Houſe that are of the  
 long Robe ; and they are to meet on *Saturday* next  
 at three of the clock in the Afternoon in the Speakers  
 Chamber.

*Ordered,*

That leave be given to bring in a Bill for regulating  
 the abuſes in collecting the Duty of Hearth-mony ;  
 and that it be recommended to the care of Sir *Tho-*  
*mas Clargis* to prepare and draw up the ſame.

The Houſe then reſolved into a Committee of the  
 whole Houſe, further to proceed in the conſideration  
 of the Bill for paying off and diſmiſſing the Army.

Mr. Speaker left the Chair.

Sir *John Trevor* reports from the ſaid Committee,  
 That the Committee had made ſome further progreſs  
 in

in the Bill for paying off and dismissing the Army, and moved that the House will to morrow morning the first business resolve it self into a Committee of the whole House, further to proceed in the consideration of the said Bill.

*Resolved, &c.*

That this House will to morrow morning the first business resolve it self into a Committee of the whole House, further to proceed in the consideration of the Bill for paying off and dismissing the Army.

And then the House adjourned  
till to morrow - morning  
eight of the clock.

*Veneris 25<sup>o</sup> die Aprilis, 1679.*

*Ordered,*

**T**hat the ingrossed Bill entituled *An Act to enable the Trustees of the Manours and Lands late of Charles Lord Mohun therein named to fell and sell Timber, and to make Leases for payment of his and his Fathers Debts, and to raise a Portion for his Daughter*, be read on Munday-morning next at ten of the clock.

A Bill for the better prevention of illegal exaction of Money from the Subject, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

A Bill for exporting Cloth to *Turkie* was read the first time.

*Resolved, &c.*

That the Bill be read the second time.

*Ordered,*

That Sir *Thomas Clargis* be added to the Committee

tee

tee of Secrecy appointed to prepare and draw up further Articles against the Earl of *Danby*.

The House being informed that there is a false and scandalous Pamphlet dispersed abroad under the name of *The Speech of the Lord Cavendish*,

*Resolved, &c.*

That it be referred to the Committee appointed to enquire into the Authors and Publishers of a Pamphlet dispersed under the name of *Sir Francis Winnington's Speech*, to enquire likewise into the Authors and Publishers of this Pamphlet, and make report thereof to the House.

*Ordered,*

That all Committees that are discontinued, be revived, and do sit this Afternoon in the places formerly appointed.

*Ordered,*

That all Members as shall be absent at the call of the House (whose excuses shall not be allowed) be sent for in custody of the Serjeant at Arms attending this House, and shall not be admitted to take their places in the House till they have paid the Serjeant his Fees and Charges.

A Message from the Lords by *Sir Timothy Baldwin*, and *Sir William Beversham*.

*Mr. Speaker,*

*We are to acquaint you from the Lords, that Thomas Earl of Danby, and John Lord Bellasis, have this day appeared in person at the Bar of the House of Lords, and that Thomas Earl of Danby hath put in his Plea, and the Lord Bellasis his Answer; which the Lords have sent to this House, desiring they may be returned with all convenient speed.*

The House then proceeded to call over the House; and *Mr. Williams*, *Sir George Strode*, *Sir John Bowyer*, *Sir Edward Baynton*, *Sir Scroop How*, and *Mr. Thomas Wharton*,



*Wharton*, being absent, and their excuses being not allowed,

*Ordered,*

That *Mr. Williams*, *Sir George Strode*, *Sir John Boyer*, *Sir Edward Paynton*, *Sir Scroope How*, and *Mr. Thomas Wharton*, be sent for in custody of the Serjeant at Arms attending this House, and that they shall not be admitted to take their places in the House till they have paid the Serjeant his Fees and Charges.

*Resolved, &c.*

That all such Members as shall depart the service of the House without leave first asked and obtained between the hours of Ten and Twelve of the clock in the morning, be sent for in custody of the Serjeant at Arms attending this House, and shall not be admitted to take their places in the House till they have paid the Serjeant his Fees and Charges.

*Ordered,*

That *Sir Eliab Harvey*, and his Son *Mr. Sandys*, and *Sir John Sydenham*, have leave to go into the Country.

*Ordered,*

That *Sir Edward Harvey*, and *Sir James Rushout*, have leave to go into the Country till Tuesday next.

The House then took into consideration the Plea of *Thomas Earl of Danby*, and the Answer of *John Lord Bellasis*, to the Impeachments exhibited against them by this House; and the said Plea and Answer being read,

*Resolved, &c.*

That it be referred to the Committee of Secrecy appointed to draw up further Articles against the Earl of *Danby*, to examine the matter of the Plea of the said Earl to the Impeachments exhibited against him by this House, and to search and enquire how presidents

stand in relation to the Pardon; and in what manner and by what means the same was obtained, make Report thereof to the House with all expedition; and that all the Members of the Long Robe added to the Committee; and they are to meet Afternoon at four of the clock in the Speakers Chamber.

*Resolved, &c.*

That this House will to morrow-morning the first of itself resolve it self into a Committee of the whole House, further to proceed in the consideration of the for paying off and dismissing the Army.

And then the House adjourned till to morrow - morning eight of the clock.

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*Sabbati 26<sup>o</sup> die Aprilis 1679.*

A Petition of several Merchants and Retailers of French Commodities being tendred to be read, praying a longer time to vend Commodities of the growth and manufacture of *France* than is allowed by the Act for prohibiting the Importation thereof;

The Question being put that the Petition be read,

It passed in the Negative.

*Resolved, &c.*

That this House will on *Friday* next take into consideration how to make the Law for prohibiting the Importation of *French* Commodities more effectual.

The House being informed, that Mr. *Adam Powell* Sheriff of the City of *Worcester*, and Mr. *John Summers* Attorney, now in custody of the Serjeant at Arms attending this House, for a breach of Priviledge by them

them committed against Sir *Scroope How* a Member of this House, by arresting, or causing to be arrested, *Robert Hill* his menial Servant, are very sorry for the same, and are sensible that they have thereby justly incurred the displeasure of the House; and therefore humbly beg Pardon, and pray that they may be discharged from their confinement;

*Ordered,*

That the said Mr. *Adam Powell* and Mr. *John Summers* be discharged from the custody of the Serjeant at Arms, paying their Fees.

Mr. Serjeant *Rigby* reports from the Committee appointed to enquire into the late Fires that have happened in and about the City of *London*, That the Committee had met several times, and had taken the Examinations of several persons touching the late Fire in *Fetter-lane*; and that the Committee had agreed upon a Report to be made thereof to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth.

*Mr. Speaker,*

THE Committee which you were pleased to appoint to enquire concerning the late Fires that have happened in and about the City of *London*, have in obedience to your Order met several times, and have made enquiry, and sent for several persons, and taken Examinations. And as to the late fire in *Fetter-lane*, they have commanded me to make you this Report.

And in the first place, Mr. *Robert Bird*, whose house it was that was set on fire, informeth, That his Wife retained one *Elizabeth Oxley* to be her Servant, taking her to be a Protestant, upon *Munday* the four and twentieth of *February* last; but she came not to her service until about the 6th of *March*. That

That upon *Wednesday*-night the ninth of this instant *April*, about two or three of the clock in the morning, his said Servant came to his bed-side and asked him, telling him there was a Fire in *Holbourn*; whereupon he asked her how she knew it? Who answered, by the noise in the street; whereupon he arose and looked into the street, but there was but little light: so he staid at the Street-door till he was informed by two men that passed by, that there had been a fire, but it was out again; whereupon he returned to bed well pleased he had so watchful a maid and careful of fire; but none of his Family knew any thing thereof until informed by the said *Oxley*, as he saith.

That on *Thursday*-night the tenth of this instant *April*, he was told the said *Oxley* went up to bed about ten a clock, but he and his Wife went not to bed till eleven or past.

That before he went to bed, he diligently looked into the Doors, Windows, and Rooms, that all was safe from Fire and Thieves, as his custom was; and was the last up in the Family, as he thought.

That being asleep in bed, he was about twelve a clock that night waked with a great beating at his Street-door by the Watch; and the said *Oxley* came immediately to him, told him there was a fire; to which he said, he was sure it was not at his house: but gave her the Key of the Street-door, who went down and let in the Watch and company; and he coming down, found a large Press in his Closet for keeping Books, Papers, and Writings, on a light fire; but by the mercy of God, and the great help he had, the Fire was got out, and his House saved.

That his Wife with some Neighbours immediately after going into the said *Oxley's* Lodging-room to see if all were safe, there found she had packed up



her Clothes and things ready to carry away, and her Trunks were locked up, but nothing left in them of value; whereupon he demanded of the said *Oxley* why she had packed up her Clothes? She answered that she and his other maid *Martha* had packed up their things to save them. Then he asked the said *Martha* why she had packed up at that time, when the lives of the Children and Family were in such danger? who positively denied that she offered to pack up any thing. Whereupon, and for that he was sure when he went to bed there was not a spark of fire in his Clofset where the fire brake forth, and considering that the said *Oxley* came speedily into the Chamber upon the first knocking at the Door, though she lay two pair of stairs above his Chamber; and being informed that she had not put out her Candle into the Candlestick, or burnt it, but pulled it out and hid the Candlestick: and from the manner of her carriage used when she perceived she was suspected, he positively charged the said *Oxley* with firing his House, and caused her to be kept safe all night; and the next day being charged by Neighbours with firing his House, she at last confessed the firing of his House, by setting the Press in his Clofset and his Papers on fire about twelve of the clock, when he and his Family was asleep. And he saith, that the said *Oxley* might have gone out of the Back-door of his house, and carried away any of his Goods or Plate if she had pleased at any time of the said night, without firing his house, the Key of the Back-door lying in the Kitchen, and being laid there by her self; and he saith that nothing of value was found in the said *Oxley's* pack made up by her aforesaid, but her own things.

*Elizabeth Oxley* upon her Examination declareth, That about *Michaelmas* last she became acquainted with

with one *Nicholas Stubbs*, who had several times used much perswasion and arguments to her to turn Papist; and after her shewing a liking to it, and that he supposed she had embraced that perswasion, in his discourse to her at several times he told her, that before the eight and twentieth of *June* she should see all the Protestants destroyed that were in *England*; that the Pope should be King over *England*, and that all that would turn to the Popes Religion, should live far better than now they did: That all the Land were Heretics, and that it was a meritorious act to destroy them. That all such as were Papists should have marks upon their Hats to distinguish them from Protestants, that they might not be destroyed with them; adding, that the Nation would believe that all things were over before the eight and twentieth day of *June*, but they would be deceived, for all should be destroyed before, or about that time.

That the Duke of *York* was the bravest Prince living; that he was gone out of this Land because the Heretics would cut off his Head, and that he would not return till they were destroyed. That the Lords in the *Tower* would not one of them suffer, for they would come off well enough, being to be tryed by the Lords, and that the Scaffolds were set up but for show-sake.

That she telling the said *Stubbs* she was hired to live with one Mr. *Bird* about the middle of *Fetter-lane*, he used perswasions to her at several times to set fire on her Masters House, telling her, if she would do it he would give her five Pounds, and gave her half a Crown, and said he would have other Houses fired in *Holborn* at the same time by others.

That she being with the said *Stubbs* on *Sunday* before the fire, promised him to fire her Masters House on the *Thursday* or *Friday* following; and accordingly

on *Thursday*-night she took a Candle and put fire to the Papers in her Masters Study, which were in a kind of a Press ; they being on a light fire, she shut the door, and went up stairs into her own Chamber on the top of the house, and there packed up her own things, and undressing her self left her Master should suspect her, and there staid till a great knocking was at the door, and the Watchmen crying out fire ; whereupon she ran down stairs and cried out fire, and her Master gave her the Key to open the Door ; which done, all hands were employed to quench the fire. And she said she did not set fire on her Masters house out of any malice to him, nor with intent to rob him ; but merely to carry on the design that *Stubbs* had proposed to her, and out of hopes of his Reward.

*Nicholas Stubbs*, upon his Examination, sets forth and owns to have used such discourses to the said *Elizabeth Oxley* as she declares in her Examinations, and saith he did perswade her to fire her Masters house, and was to give her five Guinies for doing it, besides the half-crown in hand. And saith, one Father *Gifford* a Priest, and his Confessor, did put him upon this business, and told him it was no sin to fire all the houses of the Hereticks and Hugonots. That he acquainted one *Flower* alias *Derby*, *Molrain* an Irish man a Barber in *Jerman-street* with it, and one *Roger Clyton* another Irish-man, who lodges at the Cock and Harp in the same Street.

That the said Father *Gifford* promised him an hundred Pounds for the same, and told him that he was to have the money from the Church.

That he used to meet the said Father *Gifford*, *Flower*, and *Roger Clyton*, in *St. James's Fields*, in the dark in the Evening, and then to discourse of these matters ; and that the several Informations he had given the

the said *Elizabeth Oxley*, he had from the said *Father Gifford*; and saith, *Flower* and *Roger Clyton* told the said *Stubbs* they would carry on the fire, and that they had Fire-balls to that purpose, and that they would fire all the Houses in *Holbourn* at the same time.

That he was at the fire of the *Temple*, but was not engaged to do any thing there; but believes *Flower* was, who he did see there: And saith that *Gifford* told him that there were *English*, *French*, and *Irish* Roman-Catholicks enough in *London* to make a very good Army; and that the King of *France* was coming with 60000 men, with a pretence to shew the Dauphin his Dominions, but it was to lay his men at *Diep*, *Bullen*, *Calais*, and *Dunkirk*, to be in readiness at an hours warning to be landed in *England*; and he doubted not but it would be by the middle of *June*; and that by that time all the Catholicks here were to rise, in order to bring him in.

That the Papists here were to be distinguished by Marks in their Hats. That the said *Father Gifford* doubted not but he should be an Abbot or a Bishop when the work was over, for the good service he had done. That at their meetings *Father Gifford* used to tell them it was no more sin to kill a Heretick than to kill a Dog; and that they did God good service in doing them what mischief they could, by firing their houses, or otherwise.

That it was well Sir *Edmund-bury Godfrey* was murdered, for he was their devilish Enemy.

That *Coleman* was a Saint in Heaven for what he hath done.

And saith, that he is fearful he shall be murdered for his Confession; *Father Gifford* having sworn him to Secrecy, told him he would be damned if he made any discovery, and should be sure to be killed; and that he should take the Oath, because he was an House-



keeper, and it was no sin. And saith, that *Gifford*, *Flower*, and *Roger Clynton*, told him, when their Forces met about the middle of *June*, then have at the King.  
*Resolved, &c.*

That an humble representation be made to His Majesty, of the Report made this day, touching the late Fire in *Fetter-lane*, by such Members of this House as are of His Majesties Privy-Council, humbly desiring His Majesty, that His Majesty will be graciously pleased to grant his Pardon of Grace and Favour to *Nicholas Stubbs*, and *Elizabeth Oxley*, for the Discovery made by them, in relation to the Fire in *Fetter-lane*, and elsewhere.

*Resolved, &c.*

That an humble Address be presented to His Majesty by such Members of this House as are of His Majesties Privy-Counsel, desiring His Majesty to Issue out his Royal Proclamation, requiring

*Gifford*, *Flower*, alias *Darby*, and *Roger Clynton*, to render themselves to Justice by a short day, and that His Majesty will be farther graciously pleased to give encouragement to all persons that are not already in Custody, that shall come in and make Discovery of, and be Instrumental to apprehend any of the persons that have been the occasions of any of the late Fires in and about the City of *London*.

A Message from the Lords by *Sir Miles Cooke*, and *Sir William Beversham*.

*Mr. Speaker,*

*We are to acquaint you from the Lords, that William Viscount Stafford, Henry Lord Arundel of Wardour, and William Earl of Powis, have this day appeared at the Bar of the House of Lords, and have retracted their former Pleas, and have put in their Answers to the Impeachments exhibited against them by the Commons of England,*

land, which the Lords have sent down to this House, desiring they may be returned with all convenient speed.

*Resolved nemine contradicente,*

That this House will sit to morrow, to consider of the best ways and means to secure and preserve the Kings person, and also the Protestant Religion, against the Attempts of the Papists, both in the Reign of His Majesty and his Successors.

*Resolved, &c.*

That an humble Address be made to His Majesty, to desire his Majesty to give order for the Executing of *Pickering*. And also to give order to the Judges, to issue out their Warrants for Executing of the several Popish Priests they have Condemned in the several Circuits: and it is referred to

Mr. Powle,  
Sir Tho. Lee,  
Col. Birch,  
Sir Tho. Player,  
Mr. Sacheverell,  
Mr. Colt,  
Mr. Hamden,

Mr. Trenchard,  
Sir Tho. Meres,  
Mr. Buscawen,  
Sir Tho Clargis,  
Mr. Bennett,  
Mr. Swinfen,

or any three of them, to prepare and draw up the same.

*Resolved, &c.*

That an humble Address be made to His Majesty by such Members of this House as are of His Majesties Privy-Council, beseeching His Majesty to issue forth his Royal Proclamation, requiring all Papists or reputed Papists, or such as have been so within six months last past, forthwith to depart from the Cities of London and Westminster, and ten miles off the same, and not to return again in six Months.

And that His Majesty will be farther pleased to re-

voke all Licenses granted by His Majesty or his Privy Counsel to the contrary.

*Resolved, &c.*

That this House will at four of the clock this afternoon, resolve it self into a Committee of the whole House, farther to proceed in the consideration of the Bill for paying off and dismissing the Army.

And then the House adjourned till three of the clock in the Afternoon.

*Post Meridiem.*

The several Answers of *William Viscount Stafford*, *William Earl of Powys*, and *Henry Lord Arundel of Wardour*, to the Impeachments Exhibited against them by this House being read,

*Resolved, &c.*

That the said Answers, together with the Answer of the Lord *Bellasis*, be referred to the consideration of the Committee of Secrecy, that prepared the Impeachments against the said Lords, to examine the nature of the said Answers, and make report of the same to the House.

The House then resolved into a Committee of the whole House, farther to proceed in the consideration of the Bill for paying off and dismissing the Army.

Mr Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker resumes the Chair.

Sir *John Trevor* reports from the said Committee, that the Committee had gone through the Bill for paying off and dismissing the Army, and have made several Amendments, and have added several clauses to the

the Bill ; and humbly moved the House would appoint him a day to make report thereof to the House.

*Ordered,*

That Sir *John Trevor* do make his report the first opportunity.

And then the House Adjourned  
till to morrow morning eight  
of the clock.

*Die Dominica 27° Aprilis, 1679.*

**M**R. *Hamden* reports from the Committee appointed to draw up an Address to be presented to His Majesty, to desire His Majesty to give order for the Executing of *Pickering*, and likewise to give order to the Judges to issue out their Warrants for the Executing of the several Popish Priests they have Condemned in the several Circuits, an Address agreed upon by the Committee ; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and with some Amendments at the Table agreed to, and is as followeth.

**W**E your Majesties most Humble and Loyal Subjects, the Commons in this present Parliament assembled, taking into serious consideration the great and apparent dangers which have arisen to your Majesties Person and this Kingdom, from the horrible Conspiracies of Popish Recusants, who have been incited thereunto by Priests and Jesuits daily resorting into this Kingdom, and continuing there contrary to your Majesties Laws, whereby they incur the penalty of High-Treason ; as also in contempt of several Proclamations issued by your Majesty, by the advice of  
both



*both Houses of Parliament, commanding them to depart out of this Kingdom. And having received certain information, that one Pickering, now a Prisoner in Newgate who was employed by some of the Conspirators, to execute their execrable design of Murthring your Royal Person, and upon his Tryal was found guilty thereof; As also divers Priests and Jesuits, who have been Condemned by your Majesties Judges at the Old Bayley, and in the several Circuits do remain as yet un-Executed, to the great emboldning of such offenders, in case they should escape without due punishment: We do therefore most humbly desire that your Majesty would be pleased to give order to your Majesties Judges and other Officers concerned therein, that immediate Execution may be done upon the said Offenders, to the terror of all such wicked persons, who by their daily traiterous practices do justifie the prudence of our Ancestors in making such Laws, and manifest the necessity of putting them in execution.*

*Resolved, &c.*

That this House will attend His Majesty with this Address.

*Ordered,*

That such Members of this House as are of His Majesties Privy-Council do attend His Majesty, and desire to know His Majesties pleasure, when this House may attend him with the Address this day agreed to.

*Ordered,*

That Mr. Draper and Colonel Deane have leave to go into the Countrey for fourteen days.

The House took then into consideration, how to secure and preserve the Kings Person, and the Protestant Religion, against the Attempts of the Papists, both in the Reign of His Majesty and of his Successors.

*Ordered,*

That a Bill be brought in upon the debate of the House,

use, to Banish all Papists or reputed Papists from London and Westminster, and twenty miles of the same, for six Months, and to confine those that live about twenty miles from London, within five miles of their own Habitations, under penalties. And it is referred to

Mr. Sacheverell,  
 Sir Robert Carr,  
 Mr. Williams,  
 Sir Fra. Winnington,  
 Sir Ralph Ashton,  
 Mr. Whittacre,  
 Sir Robert Peyton,  
 Col. Titus,  
 Sir Nathaniel Herne,  
 Sir Richard Cust,  
 Sir Fra. Drake,  
 Mr. Hamden,  
 Mr. Papillon,  
 Mr. Alderman Love,  
 Sir Tho. Meres,  
 Sir John Trevor,

Sir Thomas Player,  
 Mr. Colt,  
 Mr. Mogan,  
 Mr. Mildmay,  
 Sir Patience Ward,  
 Mr. Buscawen,  
 Sir Gilb. Gerrard,  
 Mr. Garraway,  
 Mr. Coryton,  
 Sir Tho. Clargis,  
 Sir John Hewley,  
 Sir John Talbot,  
 Col. Birch,  
 Sir Cha. Harbord,  
 Sir Henry Capell,

or any three of them, to

prepare and draw up the same.

*Resolved nemine contradicente,*

That the Duke of York being a Papist; and the hopes of his coming such to the Crown, has given the greatest countenance and encouragement to the present Conspiracies and designs of the Papists against the King and the Protestant Religion.

*Resolved, &c.*

That the concurrence of the Lords be desired to this Vote, and that the Lord Russell do carry up the same to the Lords for their concurrence.

*Ordered,*

That the Committee of Secrecy appointed to prepare

pare Evidence against the five Lords in the *Tower*, do prepare and draw up a Narrative of such matters as concern the Duke of *York*, relating to the present Plot, contained in such Papers and Writings as they have in their custody, and present the same to the House on Wednesday next.

*Resolved, &c.*

That the further consideration of securing and preserving the King and the Protestant Religion, against the attempts of the Papists, both in the Reign of His Majesty and his Successours, be Adjourned till Monday next.

And then the House adjourned till to morrow - morning eight of the clock.

*Luna 28<sup>o</sup> die Aprilis, 1679.*

**I** *Saac Demons* did take the Oaths of Allegiance and Supremacy, in order to be Naturalized.

Mr. Secretary *Coventry* acquaints the House, that His Majesty had been attended with the several Addresses made by this House on Saturday last, and His Majesty has been pleased to Command this Answer to be returned.

*That His Majesty hath already given order to the Attorney-General to draw up a Proclamation for removing all Papists, or reputed Papists, ten miles from the Cities of London and Westminster. And hath given order, that a List of all such Licenses as have been made, be brought in. And that he hath granted his Pardon for Nicholas Stubb, and Elizabeth Oxley, and ordered the same to be drawn up. And that His Majesty will cause his Royal Proclamation*

tion to issue out by the next Council-day, requiring Gifford, Flower, alias Darby, Mulraine, and Roger Clyton, to render themselves to Justice by a short day. And His Majesty having been likewise attended to know when this House should attend His Majesty with the Address for the speedy Executing of Pickering and other Popish Priests condemned by the Judges at the Old-Bailey, and in the several Circuits, was pleased to appoint this Afternoon at three of the clock in the Banqueting-House.

A Bill to enable Trustees to sell the Lands of the Co-heirs of Charles Dale Esq; deceased, for payment of Debts, was read the second time.

Resolved, &c.

That the Bill be committed to

Mr. Williams,	Mr. Pitt,
Sir Anthony Irby,	Sir George Strode,
Mr. Knight,	Sir Tho. Mackworth,
Sir Samuel Bernardiston,	Mr. Frewin,
Serjeant Seyes,	Lord Fairfax,
Sir Rich. Cust,	Sir Will. Frankland,
Mr. Colt,	Mr. Sherard,
Mr. Stockdale,	Sir Jo. Coryton,
Sir Tho. Exton,	Serjeant Rigby,
Sir John Hewley,	Mr. Barrett,
Mr. Papillon,	Mr. Dubois,
Colonel Birch,	Sir John Reresby,
Sir Jo. Wynn,	Mr. Pilkington,
Sir Jo. Cloberry,	Mr. Purdet,
Sir Edmund Jennings,	Mr. Rushworth,
Mr. Palmes,	Mr. Wogan:

Mr. Alderman Love, and they are to meet this Afternoon at Four of the clock in the Speakers Chamber, and are to make provision in the Bill, that the Trustees shall be answerable to the Co-heirs for the trust



trust in them reposed, and are impowred to send for Persons, Papers, and Records.

*Ordered,*

That Sir Rob. Reeve, Mr. Thistlewaite, Sir Nich. Pedley, Mr. Taylor, Sir John Holeman, and Sir Littleton Osbaldiston, have leave to go into the Country for fourteen days.

*Ordered,*

That Sir Hugh Aukland have leave to go into the Country.

*Ordered,*

That leave be given to bring in a Bill for erecting a Court of Conscience for the Burrough of Southwark, & the out-Parishes within the weekly Bills of Mortality.

Sir Francis Winnington reports from the Committee of Secrecy, to whom it was referred to examine and peruse the nature of the Plea of Thomas Earl of Danby to the Articles of Impeachment exhibited against him by this House, and to report how Presidents stand in relation to the Pardon, and in what manner and by what means the same was obtained.

That the Committee had agreed upon a Report to be made to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth.

1. **W**E find no President that ever any Pardon was granted to any person Impeached by the Commons of High-Treason, or other high Crimes depending on the Impeachment.

2. As to the manner of the passing the Earl of Danbyes Pardon, it hath been formerly reported to the House, and the Committee refers themselves to that report.

3. That by what means it was obtained, the time allowed the Committee hath been so short, that we cannot as yet discover the advisers or procurers thereof any farther, than what is mentioned in the said report relating to the Lord Chancellor.

*Resolved, &c.*

That a Message be sent to the Lords to desire their Lordships to demand of the Earl of *Danby*, whether he will relye upon and abide by the Plea of his Pardon.

And that Sir *Francis Winnington* do go up with the Message to the Lords.

The House then took into consideration the state of the Kingdom, and how the Navy may be made useful for the defence thereof; and informations being given into the House of several Miscarriages in His Majesties Navy, and Captain *Roydon* being called in to the Bar of the House, and having given in an Information touching his being turned out of his Command;

*Ordered,*

That a Committee be appointed to examine the matter of the complaint of Captain *Roydon*, as also all other the miscarriages relating to His Majesties Navy; and particularly the granting of Passes, and the inconveniences that have thereby arisen to His Majesties Subjects; and likewise the information that hath been given in touching the Ship called the *Hunter*, and to report the same to the House: and it is referred to

Sir <i>Francis Winnington,</i>	Sir <i>Tho. Meres,</i>	
Sir <i>John Trevor,</i>	Mr. Alderman <i>Lowe,</i>	
Mr. <i>Harbord,</i>	Mr. <i>Pilkington,</i>	
Mr. <i>Bennett,</i>	Sir <i>Tho. Player,</i>	
Mr. <i>Onslow,</i>	Sir <i>Hen. Capell,</i>	
Sir <i>Sam. Bernardiston,</i>	Sir <i>John Knight,</i>	
Sir <i>Jo. Hotbam,</i>	Mr. <i>Sacheverell,</i>	
Mr. <i>Papillon,</i>	Mr. <i>Wright,</i>	
Sir <i>Jo. Talbot,</i>	Sir <i>Robert Peyton,</i>	
Mr. <i>Palms,</i>	Sir <i>Robert Clayton,</i>	
Col. <i>Whitley,</i>	Sir <i>Gilbert Gerrard,</i>	
Mr. <i>Whitacre,</i>	Mr. <i>Stockdale,</i>	
Sir <i>Peter Terrell,</i>	Sir <i>Robert Dillington,</i>	
Sir <i>John Hewley,</i>	Sir <i>Henry Thompson,</i>	
Mr. <i>Mildmay,</i>	Mr. <i>Browne,</i>	Sir

Sir Eliab Harvey, Mr. Michael Harvey,  
 Sir Hugh Bethell, and all the Members that  
 serve for the City of London, and all the Members of  
 this House that are Merchants, or any five of them  
 and they are to meet at Four of the clock this After-  
 noon in the Speakers Chamber, and are to sit *de die*  
*in diem*, and are impowred to send for Persons, Pa-  
 pers, and Records.

Ordered,

That the Bag of Writings found in Mr. Langbourn  
 Chamber, be delivered to Mr. Trenchard, in order to  
 prepare an Abstract of the same for the Committee of  
 Secrecy.

Ordered,

That Sir John Trevor do report the Bill for paying  
 off and dismissing the Army, together with the Am-  
 mendments made by the Committee of the whole  
 House, to morrow morning at nine of the clock.

Ordered,

That the Committee appointed to enquire into the  
 late fires that have lately happened in and about the  
 City of London, do sit *de die in diem*.

Ordered,

That all Committees that are dis-continued be re-  
 ved, and do sit this Afternoon in the places formerly  
 appointed.

Ordered,

That the Answers of William Viscount Stafford, John  
 Lord Bellasis, Henry Lord Arundel of Wardour, and Wil-  
 liam Earl of Powys, be returned to the House of Lords  
 and that Sir John Trevor do carry up the same.

Ordered,

That Mr. Pawlet St. John have leave to go into the  
 Countrey for a week.

And then the House Adjourned till to morrow  
 row-morning eight of the clock.

Martin

*Martis 29<sup>o</sup>. die Aprilis 1679.*

*Ordered,*

That the standing Order of the House, That no new Motion be made after Twelve of the Clock, be strictly and constantly kept and observed.

*Resolved,*

That this House will Adjourn every day till Seven of the Clock next Morning.

*Ordered,*

That Sir Roger Bradshaw, Sir Richard Edcombe, and Sir John Clopton, have leave to go into the Country.

Mr. Speaker Acquaints the House, That His Majesty was pleased Yesterday at the Banqueting-house, to return the Answer following to the Address for Executing Pickering, and other Popish Priests condemned by the Judges at the Old-Bayley, and in the several Circuits, viz.

Gentlemen,

Have alwayes been Tender in matters of Blood, which my Subjects have no reason to take exception at, But this is a matter of great weight, I shall therefore Consider of it, and return you an Answer.

Sir John Trevor Reports, that in pursuance of the Order of the House, he had delivered to the Lords, the several Answers of William Viscount Ford, John Lord Bellasis, William Earl of Powis, and



and *Henry Lord Arundel of Warder*; and that the Lord Chancellor demanded of him, whether the Commons were ready to joyn Issue; whereupon, he told his Lordship, that he had nothing in that kind, in Command from this House, but that the Committee of Secrecy would with all convenient speed prepare their Evidence, to make good the several Charges, and Impeachments exhibited by this House, against the Lords in the Tower.

*Sir John Trevor* Reports, that the Committee of the whole House, had made several amendments, and added several clauses to the Bill, for paying of, and dismissing the Army, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were again read.

Several of the said amendments being Read a second time, were upon the Question, severally agreed to.

*Resolved, &c.*

That the Consideration of the rest of the amendments, and Clauses made, and added by the Committee of the whole House, to the said Bill, be adjourned till to morrow morning the first business.

*And then the House Adjourned  
till to morrow Morning seven  
of the Clock,*

*Mercij 30. die Aprilis, 1679.*

*Ordered,*

**T**Hat a Committee be appointed, to bring in a Bill, for Reviving the Act of settlement, and to inspect the Laws relating to the Poor, and bring in a Bill or Bills, upon the Debate of the House.

House, for the better Regulating the Poor, and encouraging of Industry, and for the Punishment of Rogues and Vagabonds: And it is referr'd to

Sir Francis Russel.	Mr. Harbord.
Sir James Long.	Mr. Duboise.
Sir Edward Harley.	Sir John Wynn.
Sir Trevor Williams.	Mr. Williams.
Sir Thomas Clargis.	Mr. Foley.
Sir Christ. Musgrave.	Serjeant Seyes.
Sir Nath. Herne.	Sir Fran. Drake.
Mr. Cooke.	Mr. Barker.
Alderman Backwel.	Sir John Coriton.
Mr. Brown.	Mr. Reynall.
Mr. Ouslow.	Sir John Hewly.
Sir John Knight.	Mr. Colt.
Mr. Pitt.	Dr. Jacobb.
Mr. Gold.	Mr. Johnson.
Sir Philip Egerton.	Mr. Courtney.
Mr. Kinnafton.	Mr. Wright.
Mr. Starkley.	

Or any five of them, and they are to meet this afternoon, at three of the Clock in the Speakers Chamber.

*Ordered,*

**T**HAT all Protections, and written Certificats of the Members of this House, be declared void in Law, and be forthwith withdrawn, and called in; and that none be granted for the future: and that if any shall be granted by any Member, such Member shall be liable to the censure of this House; and that the priviledg of Members for their menial Servants be observed according to Law; and that if any menial servant shall be arrested,

rested, and detained contrary to privilege, he shall (upon complaint thereof made) be discharged by order from Mr. Speaker.

*Ordered,*

That this Order be Published, by setting up the same at the Lobby, *Westminster-Hall* Gate, at the several Courts in *Westminster-Hall*, at the Inns of Court, & Inns of Chancery, & at the Royal Exchange.

A Petition of *Robert Brent* Esquire, now in Custody of the Serjeant at Armes, attending this House, was Read, setting forth his innocency touching the suspicion he lies under, concerning Mr. *Dugdale*, and praying to be discharged from his Confinement.

*Ordered,*

That the Consideration of the said Petition be referred to the Committee of Secrecy, appointed to prepare Evidence against the five Lords in the Tower, to Examine the matter thereof, and report their Opinions thereupon to the House.

*Ordered,*

That a Bill be brought in for regulating the abuses in the Silver manufactory, and it is recommended to the care of Sir *Charles Harbord*, to prepare and draw up the same.

*Ordered,*

That the matter of the miscarriages touching the Elections for the Counties of *Norfolk*, and *Litchester*, be adjourned till monday next come Sunday night.

The House then did further proceed in the consideration of the Bill for disbanding the Army and the rest of the amendments being Read a second time, with some amendments made at the Table; were upon the Question severally agreed.

The Clause for redeeming the Captives in *Allies* being

being Read a second time, was upon the Question Rejected.

The Clause for ascertaining the Petition of Right, being read a second time, was upon the Question agreed to.

*Resolved, &c.*

That the Bill with the Amendments and Clauses agreed to, be Ingrossed.

A message from his Majesty, by Sir Edward Carrere, Usher of the Black-Rod.

Mr. Speaker,

The King Commands this Honourable House, to attend him immediatly in the House of Peers.

And accordingly Mr. Speaker with the House went up to attend his Majesty ; and the House being returned, Mr. Speaker Reports the Effects of his Majesties Speech as followeth.

My Lords and Gentlemen,

**T**He Season of the Year advancing so fast, I thought it Necessary, to put you in mind of Three Particulars :

1. Prosecution of the Plott,
2. Disbanding of the Army,
3. Providing a Fleet for our Common Security.

And to shew you, that whilst you are doing your parts, My thoughts have not been Mis-imploied, but that it is my constant care to do every thing that may Preserve your Religion, and secure it for the Future in all Events.

I have Commanded my Lord Chancellor to mention several Particulars, which I hope will



be an Evidence, that in all things that concern the Publick Security, I shall not Follow your zeal, but Lead it.

My Lords, and you the Knights, Citizens, & Burgeſſes of the Houſe of Commons.

**T**hat Royal Care which his Maſteſty hath taken for the general quiet, and ſatisfaction of all his Subjects, is now more evident, by theſe new and freſh Inſtances of it which I have in Command to open to you.

His Maſteſty hath Conſidered with himſelf, that tis not enough that your Religion and Liberty is ſecure during his own Reign, but he thinks he owes it to his People to do all that in Him lies, that theſe Bleſſings may be tranſmitted to your Poſterity, and ſo well ſecured to them, that no Succeſſion in After-ages may be able to work the leaſt Alteration.

And therefore His Maſteſty, who hath often ſaid in His place, that He is ready to conſent to any Law of this Kind, ſo that the ſame extend not to alter the Deſcent of the Crown in the Right-Line, nor to defeat the Succeſſion, hath now Commanded this to be further Explained.

And to the end it may never be in the power of any Papiſt, if the Crown deſcend upon him, to make any Change either in Church or State; I am Commanded to tell you, That his Maſteſty is willing, that Provision may be made firſt, to diſtinguiſh a Papiſt, from a Proteſtant Succeſſor; then ſo to limit, and circumscribe the Authority of a Popiſh Succeſſor in theſe caſes following, that he may be diſabled to do any harm:

First, In reference to the Church, His Maſteſty is content, that care be taken, that all Eccleſiaſtical and Spiritual Benefices and Promotions in Gifts of

the Crown, may be conferred in such a manner, that we may be sure the Incumbents shall alwayes be of the most Pious and Learned Protestants: And that no Popish Successor (while he continues so) may have any power to Controul such Presentments.

In reference to the State, and Civil part of the Government, as it is already provided, that no Papist can Sit in either House of Parliament; So the King is pleased, that it be provided too, That there may never want a Parliament when the King shall happen to Dye: But that the Parliament then in Being, may continue Indissoluble for a competent time; Or, if there be no Parliament in being, then the last Parliament, which was in being before that time, may Resemble, and Sit a competent time, without any New Summons, or Elections.

And as no Papist can by Law hold any place of Trust, so the King is content, that it may be further provided, That no Lords, or other of the Privy Council, no Judges of the Common Law, or in Chancery, shall at any time during the Reign of any Popish Successor, be put in, or displaced, but by the Authority of Parliament.

And that care also be taken, that none but sincere Protestants may be Justices of the Peace.

In Reference to the Military part, the King is willing, That no Lord Lieutenant, or Deputy Lieutenant, nor no Office in the Navy (during the Reign of any Popish Successor) be put out or removed, but either by Authority of Parliament, or of such persons as the Parliament shall intrust with such Authority.

'Tis hard to invent an other Restraint to be put upon a Popish Successor, considering how much the Revenue of the Successor will depend upon consent of Parliament, and how impossible it is to raise Money without such Consent. But yet, if any thing else can

occur to the Wisdom of the Parliament, which may further secure Religion and Liberty against a Popish Successor, without defeating the Right of Succession in self, His Majesty will most readily Consent to it.

Thus Watchful is the King for all your safety, and if he could think of any thing else, that you do either want, or wish to make you happy, he would make it his Business to effect it for you.

God Almighty Long continue this Blessed Union, between the King, and his Parliament, and People.

*Resolved, &c.*

That the Consideration of his Majesties Speech, and the Lord Chancellors Speech, be Adjourned till Monday Morning next.

*Ordered, &c.*

That a Committee be appointed to Examine, what part of the Money given for Disbanding the Army, is yet undisposed of.

According to the Directions of the Act of Parliament, and now remains in the Exchequer, and make Report thereof to the House; and it is Referred to

Sir Robert Howard.  
Sir Thomas Clargis.  
Mr. Dubois.  
Mr. Harbord.  
Sir John Hotham.  
Sir John Cloberry.  
Lord Ancram.  
Sir Anthony Irby.  
Sir Thomas Player.  
Sir Trevor Williams.  
Mr. Trenchard.  
Sir Christ. Musgrave.

Mr. Whorwood.  
Sir Eliab Harvey.  
Sir John Hewley.  
Sir. Gilbert Gerrard.  
Sir. Thomas Lee.  
Sir Richard Cust.  
Mr. Colt.  
Collonel Birch.  
Mr. Williams.  
Mr. Hamden.  
Sir Samuel Bernardiston.  
Collonel Titus.

Sir

Sir Joseph Tredenham.

Mr. Seymour.

Sir Henry Thompson.

Mr. Thynn.

Mr. Slater.

Sir Thomas Mompesson.

Mr. Storkdale.

Sir Robert Clayton.

Sir Robert Dillington.

Mr. Whitehead.

Sir William Coventry.

Sir Hugh Bethell.

Mr. Vincent.

Collonel Whitley.

And they are to meet this Afternoon, at Three of the Clock in the Speakers Chamber, and are im-  
powered to send for Persons, Papers, and Records.  
And then the House Adjourned  
till to Morrow Morning Se-  
ven of the Clock.

Jovis 10. die Maij, 1679.

Ordered,

THat the Committee of Elections and Privi-  
ledges, have Power to send for all such  
Persons, as shall appear to them to be concerned  
in the Miscarriages, and undue practises, touching  
the Election, and return of *John Tanner Esq*; to  
serve in this present Parliament for the *Burrough*  
of *Tregony* in the County of *Cornwall*.

Resolved, &c.

That the further consideration of securing, and  
preserving the King, and the *Protestant Religion*,  
against the attempts of the *Papists*, both in the  
Reign of his Majesty, and his Successors, be Ad-  
journed till Monday next.

Ordered,

That the Committee appointed to enquire  
what part of the Money given, for Disbanding  
of the Army, is yet undisposed of, in pursuance  
of



of the directions of the Act of Parliament, now remaining in the *Exchequer*, be revived, and do Sit this Afternoon, at Three of the Clock in the Speakers Chamber: A Bill for Naturalizing *Isaac Demous*, and others, was Read the first time.

*Resolved, &c.*

That the Bill be Read the second time.

The House being Informed of several rude, and undecent Expressions, uttered by one *Christopher Williams*, in contempt of the Order and Proceedings of this House.

*Resolved, &c.*

That the said *Christopher Williams*, be sent for in Custody, of the Serjeant at Arms, Attending this House, to Answer at the Bar of this House, his Breach of Priviledge, in uttering several Rude and undecent Expressions, in contempt of the Orders and Proceedings of this House.

*Sir Thomas Exton*, Reports from the Committee, to whom the Consideration of the Petition of Doctor *John Nelson* was Referred.

That the Committee had met several times, and had Examined the matter Referred to them, and was of Opinion; That the said Doctor, be discharged from his Confinement, and be put out of the Commission of the Peace.

*Ordered,*

That Doctor *John Nelson*, be brought to the Bar of this House, to Morrow Morning at Eleven of the Clock, and that he be then discharged from the Custody of the Serjeant at Armes, paying his Fees.

A Bill for the better Prevention of Illegal exaction of Money from the Subject, was Read the second time.

*Resol.*

*Resolved, &c.*

That the Bill be Committed to

Sir Thomas Clargis.

Sir John Hewley.

Mr. Colt.

Sir Thomas Stringer.

Sir Thomas Lee.

Mr. Hamden.

Mr. Kelland.

Mr. Beake.

Sir George Strobe.

Collonel Titus.

Sir Vincent Corbett.

Sir Francis Drake.

Collonel Birch.

Mr. Bascawen.

Serjeant Rigby.

Mr. Sacheverell.

Sir Joseph Tredenham.

Sir John Cloberry.

Sir John Kempthorne.

Sir William Portman.

Mr. Papillon.

Sir Edw. Hungerford.

Mr. Reynal.

Doctor Jacobb.

Sir John Hotham.

Sir Hugh Cholmley.

Sir John Knight.

Mr. Wright.

Lord Russell.

Mr. Rushworth.

Sir Thomas Meres.

Sir Robert Peyton.

Mr. Seymour.

Mr. Treby.

Sir Thomas Littleton.

Sir Robert Dillington.

Sir Robert Carr.

Sir Francis Russell.

Sir Robert Markham.

Mr. Pitt.

Sir Walter Young.

Sir William Bastard.

Mr. Garraway.

Sir William Coventry.

Mr. Dubois.

Sir Robert Clayton.

Sir Christ. Musgrave.

Mr. Ayliffe.

Serjeant Seyes.

Sir John Wynn.

Sir Thomas Player.

Sir Charles Harbord.

Sir Gilbert Gerrard.

Mr. Whitehead.

Sir Ralph Ashton.

Mr. Alderman Love.

Mr. Trenchard.

Mr. Tredwney.

Sir John Mallet.

Mr. Austin.

Sir Eliab Harvey.

And all the Members of this House, that are of the Long Robe, and all that come, are to have Vioces; and they are to meet to Morrow at Three of

of the Clock in the Afternoon, in the Speaker's Chamber, and are impowred to send for Persons Papers, and Records.

*Ordered,*

That Mr. *Trelawney* and Mr. *Ouslow*, have Leave to go into the Country.

*Ordered,*

That Sir *Vere Vane* have leave to go into the Country for a Week.

*Ordered,*

That Mr. *Churchill* have leave to go into the Country for this whole Session, in order to the Recovery of his Health.

*Ordered,*

That Sir *Robert Cann*, and Sir *Gervas Elwes* have leave to go into the Country for a Week.

*Ordered,*

That Sir *Richard Ingoldsby*, have leave to go into the Country for a Fortnight.

*Ordered,*

That Mr. *Cooke*, have leave to go into the Country for a Moneth.

*Resolved, &c.*

That an humble Address be made to his Majesty, by such Members of this House, as are of his Majesties Privy Counsel, to desire his Majesty to Command the Lord *Chancellor*, to put Doctor *John Nelson* out of the Commission of the Peace.

*Ordered,*

That a Bill be brought in, for the greater ease of Administring the Oaths required to be taken by the Act for Burying in Woollen.

*Ordered,*

That a Committee be Appointed to Inspect the Journalls, and search Presidents, for punishing Sheriffs, Mayors, Bayliffs, and other Officers, for making

king false Returns of Members to serve in Parliament. And it is referred to

Sir Henry Capell.	Mr. Whitehead.
Sir William Poultney.	Mr. Foley.
Sir Thomas Player.	Mr. Philip Foley.
Mr. Williams.	Sir Trevor Williams.
Collonel Birch.	Mr. Vaughan.
Sir Joseph Tredenham.	Serjeant Rigby.
Sir John Hotham.	Mr. Dubois.
Lord Cavendish.	Mr. Colt.
Mr. Ouslow.	Sir Thomas Clargis.
Sir Robert Carr.	Sir John Trevor.
Sir Francis Drake.	Sir Robert Peyton.
Sir Ralph Ashton.	Sir Robert Dillington.
Mr. Harbord.	Sir Thomas Littleton.
Sir James Long.	Mr. Gerrard Russel.
Sir William Thomas.	Mr. Ash.
Sir William Coventry.	Sir William Bastard.

And they are to meet this Afternoon at Three of the Clock in the Speakers Chamber, and are to Report the same, with their Opinions there-upon to the House.

*Ordered,*

That the Committee Appointed, to bring in a Bill for Regulating the Elections of Members, to serve in Parliament, be Revived; and do Sit this Afternoon at Three of the Clock in the Place formerly Appointed: And that Mr. Williams, and all the Members of this House that are of the Long Robe, be added to the said Committee: And that the Committee do examine the matter particularly, and Report their Opinions to the House, touching the Reversing of the Judgement in the Case of Sir Samuel Bernardiston; and by whose Procurement and Solicitation, and by what wayes and means the same was Reversed; together with the Name



**N**ames of the Particular Judges, that were concerned for and against the Reversing of the said Judgment; and it is particularly recommended to the care of Sir Robert Carr, Serjeant Maynard and Mr. Williams.

*Ordered,*

That leave be given to bring in a Bill, that when any Member of this House is Preferred to any Office, or Place of Profit, a New Writ shall immediately Issue out, for Electing of a Member to serve in his stead; and that it be Recommended to the Care of Mr. Hamden, to prepare and draw up such a Bill, and Present the same to the House to Morrow Morning.

*Ordered,*

That all Committees that are discontinued, be revived; and do Sit this Afternoon in the Places formerly Appointed.

*Ordered,*

That Mr. Speke have leave to go into the Country.

*And then the House Adjourned till to Morrow Morning Seven of the Clock.*

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*Veneris 20. die Maij 1679.*

*Ordered,*

**T**hat the Ingrossed Bill sent down from the Lords, Intituled, *An Act to enable the Trustees of the Mannors and Lands late of Charles Lord Mounthun therein named, to sell and sell Timber; and to make Leases for payment of his and his Fathers Debts, and to raise a Portion for his Daughter,* be Read

Morrow Morning the first Business.

*Ordered,*

That the Committee appointed to enquire into the matter of Reversing the Judgment in the case of Sir Samuel Bernardiston, do sit *de die in diem*, till they are ready to Report the same, and be Empowred to send for Persons, Papers, and Records.

*Ordered,*

That Leave be given to bring in a Bill, That where the greater Number of Creditors of many Bankrupts are willing to come to a Composition, it shall not lye in the power of the Lesser Number of the Creditors to defeat such Composition: And it is recommended to the care of Mr. Papillon, to prepare and bring in such a Bill.

*Ordered,*

That a Committee be appointed to enquire into the Abuses and Causes of the Decay of Woollen Manufacture; and to consider how the same may be Empowred, and the abuses Rectified: And to bring in a Bill or Bills upon the Debate of the House for that purpose; And to consider of Repealing Laws now in being, that are prejudicial to the said Manufacture, and report their Opinions therein to the House, and to inspect the Bill depending last Parliament for Encouraging the wearing Woollen Manufacture, and report their Opinions likewise therein to the House: And it is referred to

Mr. Papillon.

Sir Trevor Williams.

Mr. Treby.

Mr. Gold.

Mr. Parker.

Sir John Cloberry.

Mr. Garraway.

Mr. St. John.

Sir Francis Drake.

Sir Robert Clayton.

Mr. Dubois.

Mr. Whitehead.

Sir

Sir Anth. Irby.	Sir Henry Goodrick.
Sir William Estcourt.	Sir John Kersby.
Mr. Lewis.	Sir Richard How.
Doctor Jacob.	Mr. Ayliffe.
Sir Ralph Ashton.	Collonel Birch.
Sir Robert Markham.	Mr. Williams.
Mr. Henry Bulkley.	Serjeant Seyes.
Sir Henry Capel.	Mr. Freke.
Mr. Richard Bulkley.	Sir John Mallet.
Sir Joseph Tredenham.	Sir Robert Carr.
Mr. Elwes.	Sir John Darrel.
Lord Ancram.	Mr. Thomas Bulkley.
Sir Henry Ford.	Sir John Solisbury.
Mr. Whitacre.	Sir Hugh Owen.
Sir Francis Russel.	Sir Thomas Lee.
Mr. Buscawen.	Sir George Downing.
Sir John Coriton.	Sir Gervas Elwes.
Sir John Wynn.	Mr. Wogan.
Sir Gilbert Gerrard.	Sir Phillip Egerton.
Sir Robert Peyson.	Lord Morpeth.
Mr. Powle.	Sir William Roberts.
Mr. Grenvil.	Sir John Talbot.
Sir William Hickman.	Sir James Long.
Mr. Ouslow.	Mr. Gresham.
Sir James Rushout.	Sir William Poultney.
Sir Robert Dillington.	Sir Humphrey Forster.
Sir William Franklin.	Sir Fran. Winnington.
Mr. Dalmahoy.	Mr. Courtney.
Sir William Moor.	Sir Richard Corbet.

And all the Merchants that are Members of this House, and all that come, are to have Voices; and they are to meet to morrow at Three of the Clock in the Afternoon, in the Speakers Chamber; and are Impowred to send for Persons, Papers, and Records.

Ordered,

Ordered,

That *Mr. Norborn* having departed the service of the House without Leave, be sent for in Custody of the Serjeant at Armes attending this House; and that he shall not be admitted to take his place in the House, till he hath paid the Serjeant his Fees and Charges.

Ordered,

That the House be called over this day Fortnight.

*Sir Rich. Cust* Reports from the Committee appointed to Enquire what part of the Money given for Disbanding the Army, is Undisposed of in pursuance of the directions of the Act of Parliament, and now remain in the Exchequer.

That the Committee had met, and had Examined the matter to them Referred, and had agreed upon a Report, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth.

1. The Committee, upon perusal of the Act of Parliament made 30. Car. 2. Regie, Entituled, *An Act for granting a Supply to His Majesty of 619388. l. 11 s. 9. d. for Disbanding the Army, and other Uses therein mentioned*, do find the following Clauses, viz. pag. 14. in hæc verba. And it is hereby further Enacted by the Authority aforesaid, That after Orders shall be Registred for the Re-payments of the Loans on this Act, not exceeding 150000. l. with Interest as aforesaid, and the Forces actually Disbanded, that other Orders of the Lord Treasurer, to the Pay-master of the Land Forces for payment for Clothes and other Necessaries for the Forces to be Disbanded by this Act, shall be Registred in Course, according to their respective Dates; and that all Orders for Repayment of Moneys lent, shall be Registred in course, according to the Date

O

of



of the Tally respectively; and that all other Orders after the actual Disbanding of the Forces, shall be entered in course according to the respective dates, &c.

Page 15. These Moneys not to be divertible to any other use, intent or purpose whatsoever. In this paragraph there seems to be two distinct Appointments, or different Uses and Consignments of the Moneys before mentioned, viz. 150000 l. for the Actual Disbanding of the Army; and 50000, &c. for Payment of Clothes, &c. had for the Use of the Army.

Page 21. It follows in the said Act, *in hac verba*. Be it Enacted by the Authority aforesaid, that all Moneys herein before named, and mentioned, collected and paid by vertue of this Act (except the allowance therein made to respective Collectors, Clerks, Receivers-General, &c. and that shall be issued out of the Exchequer for the Repayment of Loans made in pursuance of this Act upon the Credit of the said 206462 l. 17 s. 3 d. into the Exchequer, & Interest for the same, shall be applyed, & appropriated, and are hereby appropriated, for the speedy and compleat paying, and Disbanding the Forces, Officers, and Souldiers, Raised since the twenty ninth of September, 1677. and to no other Intent, Use, or purpose whatsoever. Farther page the 27th. Be it Enacted by the Authority aforesaid, That the said Treasurer, or Paymaster of the Land-Forces, shall in the first place pay off and discharge the Wages, and pay to the Officers and Souldiers at the respective time of their Disbanding; and shall within twenty days after the disbanding of any Regiment, Troop or Company, or any number of Horse or Foot, returne into the Receipt of his Majesty's Exchequer, a Certificate fairly written in Parchment, of the money he paid, and the number of men, together with the days of their Muster, whereby a due account

may appear thereof; and out of the residue of the money, he shall pay and discharge what appears due for Cloathes, and other necessaries and charges, relating to the said Forces, &c.

These Paragraphs, seem to appropriate the whole intire sum to the Disbanding of the Army first, yet with a regard to the payment for Cloaths, and necessaries for the Army also.

Thus far the Act.

The Committee then desired the Paymaster of the Land-Forces (Mr. *Kingdom*) to inform them what sums of money he had paid in pursuance of the said Act, and by what Orders for the Disbanding of the Army, and what was Registered in the Exchequer upon that account, that so they might be fully informed what was undisposed of, and remaining in the Exchequer of all the moneys given by the said Act.

The said Paymaster informed the Committee, that he had disbursed the whole 200000 *l.* raised upon the Act, in paying off, and Disbanding the Forces, and produced the Coppies of two Orders, the one bearing Date the 23<sup>th</sup>. of July 1678, for 110000 *l.* signed

*Danby,*

*J. Ernle.*

Examined, *Howard.*

This Order he saith was Registered.

Another Order bearing Date the 21. day of August 1678. for Ninety Thousand Pounds, signed

*Danby,*

*J. Ernle.*

Examined, *Howard*

This Order he saith was not Registered.

The Committee also heard what an Honourable Person, a member of this House, Sir *Robert Howard*, could inform them in this matter, who averred, That he was indeed privy unto, and had entred and registred the former Order for 110000 l. which was allowed to be Disbursed for the payment of the Army according to the Act; and believes, that in pursuance of the said Act 40000 l. more might be paid by the said Pay-master, towards the Disbanding of the Forces; But affirms, that Forty, or Five and Forty Thousand Pound more is yet undisposed of, and must or ought to remain in the Exchequer, or will be there in few dayes; for that he never had, nor would, enter and register any more Orders for other *Moneys*, till the Army was compleatly and actually Disbanded, for that it could not be Justified by the Act.

This is the utmost Truth, as to the matter of Fact, the Committee could find out in so short a time; and indeed, whether any of the *Moneys* before-mentioned, be regularly paid for Disbanding of the Land-Forces, as the Act limits, appropriates and directs (the Army being still kept on) the Committee humbly submits to the Opinion of this House.

Doctor *John Nelson* being called in to the Bar, according to the Order of the House, and there kneeling, and having received a Reproof from *Mr. Speaker*, was discharged from the Custody of the Serjeant at Armes, paying his Fees.

*Ordered,*

That the Report touching the Election for the County of *Warwick*, be made to morrow morning at Ten of the Clock.

A Message from the Lords, by the Lord Chief Justice *North*, and Sir *Robert Atkins*.

*Mr.*

*Mr. Speaker,*

The Lords have Agreed to the Bill, Entituled, *An Act for the better Securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas, with some Amendments*: To which they desire the Concurrence of this House.

A Bill for paying off, and disbanding the Army, was read the third time; and some Amendments being made at the Table.

*Resolved, &c.*

That the Bill do pass, and that the Title be, *An Act for granting a Supply of Two hundred, and six thousand, four hundred, sixty two Pounds, seventeen Shillings, and three Pence; for paying off, and disbanding the Forces, raised since the Nine and Twentieth of September, One thousand, six hundred, seventy seven.*

*Ordered,*

That Sir John Trevor do carry up the Bill to the Lords, for their Concurrence.

*Ordered,*

That Sir John Kempthorne have Leave to go into the Country for Ten days, from Monday next.

*And then the House Adjourned till to Morrow Morning, seven of the Clock.*

*Sabbi 3<sup>o</sup>. die Maij, 1679.*

THE House took into Consideration, the Amendments made by the Lords, to the Bill, Entituled, *An Act for the better securing the Liberty of the Subject, and for the prevention of Imprisonments beyond the Seas.*



The first, second, third, and fourth Amendments, being read a second time, were upon the Question severally agreed.

The fifth Amendment being read a second time, was with the Addition of these words, (*By any such person or persons, or any on his, her, or their, behalf*) alter the words (*In writing*) upon the Question agreed.

The sixth and seventh Amendments being read a second time, were upon the Question severally agreed.

The eighth and ninth Amendments being read a second time, the Question being put to agree with the Lords in those Amendments :

It passed in the Negative.

The tenth Amendment being read a second time, and the Question agreed

The eleventh and twelfth Amendments being read a second time, and the Question being put to agree with the Lords in those Amendments :

It passed in the Negative.

The rest of the Amendments to the four and twentyeth Line, in the ninth Press, being read a second time, were upon the Question severally agreed.

The Amendments in the four and twentyeth Line, in the ninth Press, being read a second time, and the Question being put to agree with the Lords in that Amendment:

It passed in the Negative.

The rest of the Amendments to the twentyeth Line, in the tenth Press, were upon the Question severally agreed :

The Amendments in the twentyeth, and one and twentyeth Lines, in the tenth Press, being read a second time, and the Question being put to agree with the Lords in those Amendments.

It passed in the Negative.

The Amendments in the five and thirtyeth, and six and thirtyeth Lines, in the tenth Press, being read a second time, were upon the Question severally agreed.

The Clauses sent down from the Lords to be added to the Bill, being read a second time.

*Ordered,*

That the Clauses sent down from the Lords to be added to the Bill, *For the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas,* be referred to a Committee, to consider of the same; and report their Opinions therein to the House, the first business in the Afternoon. And it is referred to

Sir Francis Winnington. Mr. Hamden.

Serjeant Maynard. Sir Thomas Clargis.

Sir John Trevor. Serjeant Ellis.

Sir Thomas Lee. Mr. Powle.

Mr. Vaughan. Master of the Rolls.

Mr. Partridge. Sir William Poultney.

And all the Gentlemen of the Long-Robe, or any Three of them,

*Resolved, &c.*

That this House will sit this Afternoon.

*Ordered,*

That Sir Thomas Player may go up to the Lords, and acquaint them, That this House doth intend to sit this Afternoon; and to desire their Lordships to do the like.

Sir Thomas Player reports, That the Lords have agreed to sit this Afternoon.

*Ordered,*

That Mr. Leveson Gower have Leave to go into the Country.

A Message from the Lords by Sir William Beveridge, and Sir Edward Low.

Mr. Speaker,

The Lords have sent you a Bill, Entituled, *An Act for freeing the City of London, and Parts adjacent, from Popish Inhabitants; and providing against other Dangers, which may arise from Papists: To which they desire the Concurrence of this House.*

Sir John Trevor reports from the Committee appointed to prepare, and draw up a Bill, for prohibiting the Importation of Cattle from Ireland, and other Parts beyond the Seas, and Fish taken by Forreigners; That the Committee had met, and had prepared such a Bill; which he delivered in at the Clerks Table.

Ordered,

That the Bill be read on Tuesday-Morning next, the first business.

*And then the House Adjourned till Three of the Clock in the Afternoon.*

### Post Meridiem.

A Message from the Lords, by Mr. Justice Atkins, and Mr. Justice Jones.

Mr. Speaker,

The Lords have commanded us, to acquaint you, That according to the Desire of this House, their Lordships have demanded of the Earl of Danby, whether he would rely upon, and abide by, the Plea of his Pardon. And the Earl of Danby, being this Day brought to the Barr of the House of Lords, made the Answer following, by Words of Mouth only.

*The Plea, which I have put in, was put in by the Advice of my Council; and my Council tells me, That*  
my

*Pardon is a good Pardon in Law; and advised to insist upon my Plea put in, which now I do. And I desire, that my Council may be heard to make the Validity of my Pardon.*

A Debate arising in the House thereupon.

*Resolved, &c.*

That the Consideration of the said Debate be Adjourned till Monday-Morning next, the first business.

Sir William Poultney reports from the Committee appointed to consider of the Clauses sent down from the Lords, to be added to the Bill, *For the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas*: That the Committee had met, and had considered of the Matter referred unto them; and were of opinion, that the Clauses do stand as part of the Bill.

The said Clauses being read, were with the Addition of these Words, (*Provided nevertheless, that after the Assizes are ended, any person or persons detained, may have his or her Habeas Corpus, according to the Direction and Intention of this Act*) after the word (*Appertain*) at the end of the first Clause.

*Ordered,*

That the Members to whom the Consideration of the said Clauses was referred, do withdraw, and consider of Reasons to be delivered at a conference to be had with the Lords, Why this House have disagreed with their Lordships in several of their Amendments to the Bill, Entituled, *An Act for the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas.*

*Ordered,*

That a Message be sent to the Lords, to desire a Conference with their Lordships upon their Amendments



mendments made to the Bill, Entituled, *An Act for the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas.* And that Sir Robert Markham do go up with the said Message.

*Ordered,*

That the Report touching the Election for the County of Warwick, be made on Wednesday morning next, at Ten of the Clock.

Sir Thomas Meres reports from the Members appointed to draw up Reasons, to be delivered at a Conference to be had with the Lords, why this House disagreed with their Lordships, in several of their Lordships Amendments to the Bill, Entituled, *An Act for the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas.*

That they had prepared Reasons, which he read in his place, & afterward delivered the same in at the Clerks Table; where the same were again Read; and upon the Question severally agreed; and are as followeth.

30 Prefs 90. Line; *These Words are but an Explanation, that any person or persons, or any in their behalf, may make the said Request agreeable to the fore-going Words of the Bill.*

40 Prefs 30. Line; *The leaving out these Words, takes not away the Jurisdiction of other Courts; but the retaining of them, may give Countenance to them through a Mistake; and there can be no failer of Justice, by the Omission of them.*

40 Prefs 11. Line; *The admitting of this Amendment, may support other kind of Commitments, than what are allowed by this Bill.*

50 Prefs 330. Line; *This Amendment depends upon the Reasons given in the second Amendment, disagreed to by the Commons.*

50. Prefs

50. Prefs 35<sup>o</sup>. Line; *The Commons think, That these are Words of too much Restriction.*

90. Prefs 24<sup>o</sup>. Line; *The Commons conceive the Offences named in the Bill are so heinous, that they cannot agree to diminish the Penalties.*

100. Prefs 20<sup>o</sup>. and 21<sup>o</sup>. Lines; *Against a bare Accusation or Indictment, no Man can be safe, being against the unusual Proceedings of the Law.*

100. Prefs 36<sup>o</sup>. Line; *This Addition gives only more clearly to the Party grieved, the Remedy intended by the Bill.*

Sir Robert Markham reports, That the Lords have agreed to meet this House at a present Conference, in the Painted Chamber.

*Ordered,*

That the Members that prepared the Reasons, do attend and manage the Conference.

Sir Thomas Meres reports, that the Members appointed, had attended and managed the Conference; and left the Bill - Amendments and Clauses, with the Lords: and delivered the Reasons, why this House had disagreed with their Lordships, in several of their Amendments.

*Ordered,*

That all Committees which are discontinued, be Revived; and do sit on *Monday* next, at Three of the Clock in the Afternoon, in the places formerly appointed.

*And then the House Adjourned till Monday Morning, Seven of the Clock.*

*Luna*

Lune 5<sup>o</sup>. die Maij, 1679.

**A** Petition of *Peter Middledorp, Hermon Stubbs, David Folly, Declese Folly, and Wickman Lastrop*, on behalf of themselves, and several others, *Hamburghers, Dantzikers, Polanders, and Lunenburghers*, Owners of a Cargo of Goods, Laden on Board the Ship called, *The Prosperous of London*; whereof *John Read* was Master, was read,  
Ordered,

That the Consideration of the said Petition, be referred to a Committee, to Examine the matter of Fact, set forth in the said Petition; and report the same, with their Opinions therein, to the House: And that they make no Report, till after Ten of the Clock. And it is referred to

<i>Mr. Alderman Love.</i>	<i>Sir Hugh Bethel.</i>
<i>Sir Patience Ward.</i>	<i>Sir John Tredenham.</i>
<i>Sir Robert Carr.</i>	<i>Mr. Harbord.</i>
<i>Sir Sam. Bernardiston.</i>	<i>Sir Edmond Jennings.</i>
<i>Sir John Holmes.</i>	<i>Sir Thomas Lee.</i>
<i>Mr. Pilkington.</i>	<i>Mr. Whorwood.</i>
<i>Mr. Williams.</i>	<i>Sir Charles Gawdy.</i>
<i>Sir John Howley.</i>	<i>Sir Hugh Cholmley.</i>
<i>Sir Nath. Herne.</i>	<i>Sir Robert Clayton.</i>
<i>Collonel Birch.</i>	<i>Sir Robert Peyton.</i>
<i>Sir Richad Corbett.</i>	<i>Captain Deeds.</i>
<i>Sir John Knight.</i>	<i>Serjeant Rigby.</i>
<i>Mr. Wright.</i>	<i>Mr. Powle.</i>
<i>Mr. Papillon.</i>	<i>Sir John Coryton.</i>
<i>Sir John Hotham.</i>	<i>Mr. Vaughan.</i>
<i>Sir Robert Dillington.</i>	<i>Mr. William Coryton.</i>
<i>Doctor Jacob.</i>	<i>Mr. Gold.</i>

And

and all that come, are to have Voices; and they are to meet this Afternoon, at Three of the Clock in the Speakers Chamber; and are impowred, to send for Persons, Papers, and Records.

*Sir Thomas Lee* Reports from the Committee of Secrefie, to whom the Consideration of Mr. *Brents* Petition, was referred; That the Committee had considered of the Matter of the said Petition; and were of Opinion, that there was no cause, further to continue Mr. *Brent* in custody; but that he may have liberty to go to his House in *Glocester*, giving his own Security to Appear upon Summons.

*Resolved, &c.*

That the House doth agree with the Committee. That there is no cause, further to continue Mr. *Brent* in custody; but that he may have liberty to go to his House in *Glocester-shire*, and be discharged from the custody of the *Serjeant at Arms*, paying his Fees, and giving his own security, to appear upon Summons.

*Ordered,*

That the Committee to whom the Bill, *For Securing the King, and Kingdome, against the Growth and Danger of Popery*, be revived; and do Sit this Afternoon, at Three of the Clock in the place formerly appointed; and do Sit, *de die in diem*, until the Bill be reported. And the care thereof, is particularly committed to *Sir William Poultney*.

A Bill, *For the better Attendance of Members Elected, to serve in Parliament*, was read the first time.

*Resolved, &c.*

That the Bill be read a second time, on *Wednesday Morning* next, the first business.

The House then resumed the adjourned debate, touching the Earl of *Danby*.

*Resolved*



*Resolved, Nemine Contradicente,*

That it is the Opinion of this House, That the Pardon pleaded by the Earl of *Danby*, is illegal and void, and ought not to be allowed in Barr of the Impeachment of the Commons of England.

*Resolved, Nemine Contradicente.*

That the House will go to the Lords Barr, and demand their Impeachment against the Earl of *Danby*; for that the Pardon by him Pleaded, is illegal and invalid, and ought not to Barr or preclude the Commons from having Justice upon their Impeachment.

*Resolved, &c.*

That a Committee be appointed to prepare and draw up Reasons upon the debate of the House, Why this House is of Opinion, That the Pardon pleaded by the Earl of *Danby*, is illegal and void, and ought not to be allowed in Barr of the Impeachment of the Commons of England. And it is referred to

<i>Sir Thomas Littleton.</i>	<i>Mr. Williams.</i>
<i>Sir Fran. Winnington.</i>	<i>Mr. Seymour.</i>
<i>Sir Robert Carr.</i>	<i>Mr. Vaughan.</i>
<i>Master of the Rolls.</i>	<i>Serjeant Ellis.</i>
<i>Mr. Powle.</i>	<i>Serjeant Maynard.</i>
<i>Mr. Sacheveril.</i>	<i>Mr. Hamden.</i>
<i>Sir Thomas Lee.</i>	<i>Sir Thomas Meres.</i>
<i>Sir William Coventry.</i>	

Or any three of them.

The Lord *Russel* acquaints the House, That His Majesty commanded him, to let the House know that His Majesty is willing to comply with the Request made to him by the House, concerning *Pickering* and that the Law shall pass upon him accordingly. As to the Condemned Priests, the House of Peers has sent for them in order (as his Majesty Conceives)

some Examinations; and further to acquaint you, that he repeateh his Instances to you, to think of putting the Fleet in such a Posture as may quiet Mens fears, and at least secure us from any sudden Attempt; which His Majesty doubts not, but you will do: And though the streights and difficulties he lyeth under, are very great, he doth not intend during this Sessions, to press for any other supply; being willing rather to suffer the burdens that are upon him, some time Longer, than to interrupt you, whilst you are employed about the Discovery of the Plot, the Trial of the Lords, and the Bill for securing our Religion.

Ordered,

That the Members appointed to draw up Reasons, why this House is of Opinion, that the Pardon pleaded by the Earl of *Danby*, is illegal and void, do with draw, and consider of, and prepare a form of words, to be delivered at the Barr of the House of Lords, touching the illegallity and invalidity of the Pardon pleaded by the Earl of *Danby*; and the Judgment to be demanded by this House of their Lordships thereupon, against the said Earl. Mr. *Hamden* Reports, That the Members appointed, had Considered of the matter to them referred; and had agreed upon a form of words, to be delivered at the Barr of the House of Lords, which he read in his place; and afterwards delivered the same in, at the Clerks Table, where the same was again read, and is as followeth, (*viz.*)

My Lords,

The Knights, Citizens, and Burgeesses, in Parliament Assembled, are come up to demand Judgment in their own Names, and the Names of all the Commons of England, against Thomas Earl of *Danby*, who stands  
Impeache

*Impeacht by them, before your Lordships, of High Treason, and divers high Crimes and Misdemeaners; to which he has pleaded a Pardon; which Pardon, the Commons conceive to be illegal and void: And therefore, they do demand Judgment of your Lordships accordingly.*

*Ordered,*

*That Mr. Burlace have Leave to go into the Country.*

*Ordered,*

*That the Consideration of his Majesty, and the Lord Chancellors Speech, made on Wednesday, to both Houses of Parliament, be Adjourned till Wednesday morning next. And that the Committee of Secresy, do then present to the House, a Narrative of such matters, as are Contained in the Papers in their Custody, relating to the Duke of York, concerning the present Plot.*

*Ordered,*

*That Mr. Thynn do go up to the Lords, to desire their Lordships, to Sit for some time.*

*Mr. Thynn Reports, That the Lords have agreed to Sit for some convenient time.*

*Mr. Speaker, with the House, then went up to the Barr of the House of Lords, to demand Judgment against the Earl of Danby, upon the Illegality and Invalidity of the Plea of his Pardon; and Mr. Speaker, with the House, being returned.*

*And then the House Adjourned till to morrow morning Seven of the Clock.*

*Martis*

*Martis 6<sup>o</sup>. die Maij, 1679.*

Mr *John Hewley* Reports from the Committee, to whom the Bill, for enabling Trustees to the Lands of the Co-heirs of *Charles Dale* Esquire, was Committed; That the Committee had, and had gone Through the Bill, and had made several Amendments; which he read in his place, and afterwards delivered the same in, at the Clerks Table, where the same was twice read; and upon the Question severally agreed.

*Ordered,*

That the Bill with the Amendments agreed, be passed.

The House being informed, That *John Willson*, and *Roger Beckwith*, Esquires, Justices of the Peace for the County of *York*, have spoken contemptuous words against the Parliament; In saying. *That this Parliament is no Parliament, and they would Justifie it.*

*Ordered,*

That the said *John Willson*, and *Roger Beckwith*, be sent for in Custody of the *Serjeant at Arms*, attending this House, to Answer at the Barr of this House, their speaking Contemptuous words against the Parliament; in saying, *That this Parliament is no Parliament, and they would Justifie it.*

*Ordered,*

That *Sir Henry Goring*, having Departed the Service of the House, without Leave, be sent for into Custody of the *Serjeant of Armes*, Attending this House, and that he shall not be Admitted to take his Place in the House, until he hath paid the

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*Serje*



Serjeant his Fees, and Charges.

A Bill, For Prohibiting the Importation of Irish Cattle from Ireland, and other Parts beyond the Seas, and Fish taken by Forreigners, was read the first time.

The Question being put, that the Bill be read a second time.

The House Divided.

The Yeas went fourth.

Tellers.	{ Sir Francis Russel. }	For the Noes, 133.
	{ Sir Robert Peyton. }	
Tellers.	{ Sir Jos. Tredenham. }	For the yeas, 181.
	{ Mr. Rich. Williams }	

And so it was resolved in the affirmative.

Resolved, &c.

That the Bill for prohibiting the Importation of Cattle from Ireland, and other parts beyond the Seas, and Fish taken by Forreigners, be read a second time.

Ordered,

That Mr. Butler and Sir Robert Parker have leave to go into the Country for a week.

Mr. Treby acquaints the House, that the Committee of Secrecy are ready to make the several Charges and Impeachments, Exhibited by this House against the five Lords in the Tower.

A Message from the Lords by Sir Miles Cook and Sir John Hoskins.

Mr. Speaker.

The Lords have passed this Bill, Entituled, *An Act for Granting a Supply to his Majesty, of Two Hundred, and sixty Thousand four Hundred sixty Pounds, seventeen shillings and three pence, for Paying off, and Disbanding the Forces, raised since the Nine and Twentyeth of September 1677, with several Amendments*: to which they desire the Concurrence of this House.

Ordered

*Ordered,*

That a Message be sent to the Lords, to acquaint them, that this House is ready to make good the several Charges, and Impeachments Exhibited by this House against *William Earl of Powis, William Viscount Stafford, Henry Lord Arundel of Warbur, William Lord Petre, and John Lord Bellas-*

*Ordered,*

That the Members of the Committee of Secrecy, that prepared the evidence against the five Lords in the Tower, be appointed to manage the evidence at the Tryals of the said Lords; and that *Mr. Williams, and Sir George Strode,* be added to the Committee.

*Resolved, &c.*

That an humble Address, be made to his Majesty, to desire his Majesty to remove the Duke of *Lauderdale,* from all Offices, Employments, and Places of Trust, and from his Majesties Counsels in *England and Scotland;* and from his presence for ever: And it is referred to

*Mr. Sacheverel.*

*Sir Francis Winnington.*

*Mr. Pilkington.*

*Sir Richard Grahme.*

*Coll. Titus.*

*Sir Thomas Lee.*

*Sir Thomas Meres.*

*Mr. Hamden.*

*Sir John Trevor.*

*Mr. Papillon.*

*Mr. Alderman Love.*

*Mr. Foley.*

*Sir Gilbert Gerrard.*

*Mr. Hopkins.*

*Sir Thomas Clargis.*

*Sir Thomas Littleton.*

*Sir John Hotham.*

*Coll. Birch.*

*Mr. Bennet.*

*Sir Charles Howard.*

*Mr. Boscawen.*

*Sir Robert Peyton.*

*Mr. Dubois.*

*Sir John Mallet.*

Or any Three of them, to prepare and draw up the same, and present it to the House to Morrow

morning : And they are to inspect the Laws of *Scotland*, and see how far they are prejudicial to *England*, in Relation to the Hostile Laws ; and to Examine the reasons of the Failure of the Commerce between the Two Kingdomes ; and they are to meet this afternoon, at four of the Clock in the Speakers Chamber, and are impowred to send for Persons, Papers, and Records.

*Resolved, &c.*

That an Humble Address be made to his Majesty, by such Members of this House as are of his Majesties Privy Council : Humbly to desire his Majesty, that such Papers as relate to the former proceedings in Council concerning the *Hunter Sloop*, and the Ship *Catharine*, may either be delivered into the hands of the Committee, appointed by the House, to inspect into the matter, as also into the miscarriages of his Majesties Navy ; or that Sir *Robert Southwell*, may cause Copies of the same to be forthwith Transmitted to the said Committee.

*Resolved, &c.*

That the House will to *Morrow* morning take into consideration, the Amendments made by the Lords, to the Bill for Paying off, and Disbanding the Army.

*And then the House Adjourned till to Morrow Morning, seven of the Clock.*

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*Mercurij 7<sup>o</sup>. die Maij, 1679.*

**A** Bill to enable *Joseph Cragg* Esquire, to Sell a certain Messuage in *Lincoln-Inn-Fields*, for the

the Payment of Legacies charged on the same, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That Mr. *Speaker* do issue forth his Warrant to the Clerk of the Crown, to make out a new Writ for Electing of a Member to serve in this present Parliament, for the *Burrough* of *Boston*, in the County of *Lincoln*, in the Room of Mr. *Serjeant Ellis*, now made a Judge in his Majesty's Court of *Common-Pleas* at *Westminster*.

A Bill for the more easy Recovery of Debts against Bankrupts, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That Mr. *Evelin* have Leave to go into the Country for a few Dayes.

An ingrossed Bill sent down from the Lords, Entituled, *An Act for freeing of the City of London, and parts adjacent, from Popish Inhabitants; and providing against other Dangers, which may arise from Papists*, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered, That*

Sir *Philip Skippon*. Mr. *Mildmay*.

Mr. *Trefusis*. Mr. *Whitehead*.

Mr. *Foley*. Mr. *Colt*.

Capt. *Deeds*. Dr. *Jacob*.

Mr. *Reynal*. Sir *John Darrel*.

Mr. *Harbord*. Sir *Richard Cust*.

Mr. *Peake*. Mr. *Philip Foley*.

And all the Members of this House, that are of the Long Robe, be added to the Committee, to whom



*the Bill For securing the King and Kingdom against the Growth and Danger of Popery, is committed.*

A Message from the Lords by Mr. Justice Atkins, and Mr. Justice Dolben.

Mr. Speaker,

We are commanded by the Lords, to acquaint this House with an Order yester-day made, concerning the Earl of *Danby*: Whereas the Earl of *Danby* hath adhered to his Plea of his Pardon, and prayeth to be heard by his Council, to make good the Validity of his Pardon. And whereas the Commons have by their *Speaker* in proper Person, demanded Judgment against the said Earl, as concerning his Pardon to be illegal and void: It is ordered by the Lords, Spiritual and Temporal, in Parliament assembled, That *Saturday* next is appointed for hearing of the Earl of *Danby* to make good his said Plea. And we are further to acquaint you with a Resolve also, Yesterday passed: *Resolved by the Lords, Spiritual and Temporal, in Parliament assembled, That the Five Lords in the Tower, (viz.) William Earl of Powis, William Viscount Stafford, William Lord Petre, Henry Lord Arundel of Wardour, and John Lord Bellasis, shall be brought to their Tryals (upon the Impeachment against them) this Day-sennight.* And we are likewise commanded to let this House know, That the Lords have appointed an Address to be presented to his Majesty, for naming a *Lord High-Steward*; as well in the Case of the Earl of *Danby*, as the Trials of the other Five Lords, Prisoners in the *Tower*; and that the same shall be in *Westminster-Hall*.

*Ordered,*

That the Lord *Morpeth* have leave to go into the Country for a Fortnight.

*Ordered,*

Ordered,

That Mr. *Henry Goring* be excused from his commitment to the Serjeant at Armes.

Ordered,

That Mr. *Barker* have Leave to go into the Country for a Week.

Ordered,

That a Committee be appointed to inspect the Journals, and search Presidents touching the methods of proceedings in relation to the Message this day sent from the House of Lords, and make Report to the House to morrow morning: And it is referred to

Mr. *Sacheverel*.

Sir *Francis Winnington*.

Mr. *Powle*.

Mr. *Foley*.

Collonel *Birch*.

Sir *Thomas Lee*.

Sir *William Coventry*.

Mr. *Rushworth*.

Mr. *Vaughan*.

Sir *Robert Carr*.

Sir *Thomas Meres*.

Sir *Thomas Littleton*.

Sir *Eliab Harvey*.

Mr. *Hamden*.

Mr. *Garraway*.

And all the Members  
of this House that  
that are of the Long  
Rope.

And they are to Meet this Afternoon in the place where the Committee of Secrecy, appointed to prepare Evidence against the *Earl of Danby*, Meets.

Resolved, &c.

That this House will sit on *Sunday* next, to take into Consideration that part of the *King's*, and Lord *Chancellor's* Speech, which relates to the best Ways and Means of preserving the Life of his Sacred Majesty, and of securing the *Protestant* Religion, both in the Reign of his Majesty, and his Successors; And that the Committee of Secrecy do then present to the House an Abstract of such Matter.

as concerns the Duke of York, contained in the Papers and Writings in their Custody, relating to the present Plot.

*Resolved, &c.*

That this House will to Morrow, take into Consideration the Amendments made by the Lords, to the Bill, *For paying off, and disbanding the Army.*

*And then the House Adjourned till to Morrow Morning, seven of the Clock.*

*Jovis 8<sup>o</sup>. die Maij, 1679.*

**S**IR *John Trevor* reports from the Committee appointed to draw up an Address to be presented to his Majesty, to remove the Duke of *Lauderdale* from all Offices, Employments, and Places of Trust, and from his Majesty's Council in *England* and *Scotland*, and from his Presence for ever; That the Committee had met, and had prepared such an Address, which he read in his place; and afterwards delivered the same in at the Clerk's Table, where the same was again read, and upon the Question agreed; and is as followeth.

**W**E Your Majesties most Loyal and Dutiful Subjects, the Commons in this present Parliament assembled; Finding Your Majesties Kingdoms involved in eminent Dangers, and great Difficulties, by the evil Designs, and pernicious Counsels of some, who have been, and are in high Places of Trust and Authority, about Your Royal Person; who, contrary

the Duty of their Places, by their arbitrary and destructive Counsels, tending to the Subversions of the Rights, Liberties, and Properties of Your Subjects, and the Alteration of the Protestant Religion Establishment, have endeavoured to alienate the Hearts of Your Loyal Subjects from Your Majesty, and Your Government. Amongst whom, we have just Reason to accuse John, Duke of Lauderdale, for a chief Promoter of such Counsels; and more particularly, for contriving and endeavouring to raise Jealousies and Misunderstandings between Your Majesties Kingdoms of England and Scotland; whereby Hostilities might have ensued, and may arise between both Nations, if not prevented. Wherefore WE, Your Majesties Loyal Subjects, could not but be sensibly affected with trouble, to find such a Person (notwithstanding the repeated Addresses of the Last Parliament) continued in Your Counsels at this time, when the Affairs of Your Kingdom require none to be put into such Employments, but such as are of known Abilities, Interest, and Esteem in the Nation; without all Suspicion of either mistaking, or betraying the true Interest of the Kingdom; and consequently, of advising Your Majesty ill. WE do therefore most humbly beseech Your most Sacred Majesty, for the taking away the great Jealousies, Dissatisfactions, and Fears amongst Your good Subjects, That Your Majesty will gratically be pleased, to remove the Duke of Lauderdale from Your Majesties Councils, in Your Majesties Kingdoms of England and Scotland, and from all Offices, Employments, and Places of Trust, and from Your Majesty's Presence for ever.

*Resolved, &c.*

That this House will in a Body, attend His Majesty with the said Address.

*Ordered,*



*Ordered,*

That such Members of this House, as are of his Majesties Privy-Council, do desire to know of his Majesty, when this House may attend his Majesty with the Address this day agreed to.

The House then took into Consideration, the Amendments made by the Lords to the Bill, *For granting a Supply to his Majesty, of Two hundred, and sixty thousand, four hundred, sixty two Pounds, seventeen Shillings, and three Pence: for paying off, and disbanding the Forces, raised since the Nine and Twentyeth of September, 1677.*

And the first, second, third, fourth, and fifth Amendments, being twice read, were upon the Question severally agreed.

The sixth and seventh Amendments, being for leaving out (*John Lord Roos, Son and Heir-apparent to the Earl of Rutland*) being read a second time, and the Lord *Roos* having been called up to the House of Peers, since the Bill was sent up to the House of Lords.

*Resolved, &c.*

That this House doth agree with the Lords in the said Amendments.

The rest of the Amendments, to the one hundred and second Skin, and sixth Line, being twice read; were upon the Question severally agreed.

The Amendment in the one hundred and second Skin, and sixth Line, being read a second time:

And the Question being put for agreeing with the Lords in that Amendment,

It passed in the Negative.

The rest of the Amendments to the End of the Bill, being twice read, were upon the Question severally agreed.

The

The two Clauses to be added at the End of the Bill, being twice read :

And the Question severally put to agree with the words in the said Clauses,

It passed in the Negative.

*Ordered,*

That a Committee be appointed to draw up Reasons, to be delivered at a Conference to be had with the Lords, why this House have disagreed with their Lordships, in several of their Amendments to the Bill, *For paying off, and disbanding the Army.* And it is referred to

Sir John Trevor.

Sir Thomas Lee.

Sir Robert Carr.

Mr. Seymour.

Mr. Hales.

Mr. Boscawen.

Sir Christoph. Musgrave.

Mr. Garraway.

Coll. Birch.

Mr. Powle.

Sir Thomas Clargis.

Or any Three of them, to prepare and draw up the same.

Sir Thomas Clargis reports from the Committee appointed to inspect the *Journals*, and search Precedents, touching the Method of Proceedings upon the Message Yesterday sent from the Lords, relating to the Earl of *Danby*:

That the Committee had met, and had taken into Consideration the Matters referred to them; and had agreed upon a Report, which he read in his place: and afterwards delivered the same in at the Clerk's Table, where the same was again read; and is as followeth.

*That the Committee finds, that on the like Occasion, the House of Commons have appointed a Select Committee, to joyn with a Committee of the Lords, to consider of the Methods, and Circumstances, to be observed in the Tryals.*

*Ordered,*

Ordered,

That *Sir Francis Winnington* have leave to go to the Country, till *Monday* next.

Ordered, That

Mr. *Seymour*,  
Mr. *Treby*,

Sir *Thomas Stringer*, &  
Sir *Thomas Player*,

do immediately repair to Mr. *Harcourt*, and take his Examination relating to the Plot, and report the same (if they see cause) to the Committee of Secrecy.

Resolved, &c.

That this House will sit this Afternoon; and that Sir *William Franklin* do go up to the Lords, and acquaint them there-with, and desire their Lordships will do the like.

A Message from the Lords, by Sir *Samuel Clark*, and Sir *John Hoskins*.

Mr. *Speaker*,

The Lords have sent you a Bill, Entituled, *An Act to confirm certain Leases made by John Drake, and others; and to enable Sir Francis Drake, to make a Joynture, and raise Portions for his Daughters, and Younger Children; To which they desire the Concurrence of this House.*

Sir *William Franklin* reports, That the Lords have agreed to sit this Afternoon.

Sir *John Trevor* reports from the Committee appointed to draw up Reasons, why this House cannot agree with several of the Amendments made by the Lords, to the Bill, *For Disbanding the Army*, and the Reasons agreed upon by the Committee; which he read in his place, and afterwards delivered the same in at the Clerk's Table; where the same were read, and upon the Question agreed.

The Commons conceive the Clauses to be unnecessary, because the Bill hath a Relative Clause to the Act For the Building of the Ships; wherein the Clause desired by their Lordships, is Enacted.

That their Lordships Amendment, touching Guernsey and Jersey, is such a Disposition of Money, as the Commons have great Reason to be tender of, for Experience. It alters the Bill in several parts, and would be of dangerous Consequence, if admitted.

That the Fifty Thousand Pounds, mentioned in the last Amendment, is already appointed to the paying of, and disbanding the Army; and so there needs no such Clause: And the altering of such Appropriation by a subsequent Act, would destroy the Credit of a subsequent Appropriation, to be hereafter made by Act of Parliament.

#### Orderd, That

Mr. Sacheverel.	Sir Thomas Lee.
Sir Thomas Meres.	Mr. Powle.
Sir William Coventry.	Coll. Titus.
Sir Richard Cust.	Sir John Trevor.
Mr. Vaughan.	Sir Henry Capel.
Mr. Foley.	Sir Robert Carr.
Mr. Swinfen.	Sir William Hickman.
Mr. Wogan.	

or any Three of them, do immediately with-draw, and prepare Matter and Heads upon the Debate of the House, for a Conference to be had with the Lords, upon the Subject-Matter of the last Message sent from the Lords, relating to the Earl of Danby, and the other Lords Impeach't, and present the same to the House.

An ingrossed Bill sent from the Lords, Entituled, *An Act to confirm certain Leases made by John Drake, and others, to enable Sir Francis Drake to make a Joyn-ture,*



ture, and raise Portions for his Daughters, and Younger Children, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

A Bill for the Re-ingrossment of the Records of Fines, lost or burnt by the late Fire in the Temple, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That it be referred to

Sir Gilbert Gerrard. Mr. Mildmay.

Serjeant Rigby. Mr. Puller.

Mr. Hamden. Coll. Birch.

to take the examination of John Sedway, Touching the Plot, and report the same to the House: or the Committee of Secrecy, as they shall see cause.

*Ordered,*

That it be part of the next message to the Lords, to remind their Lordship, of the Bill, Entituled *An Act for the better securing of the Liberty of the Subject, and to prevent Imprisonments beyond the Seas.*

Mr. Powle reports, that the Members appointed, had prepared matter, and heads, upon the Debate of the House, for a Conference to be had with the Lords, upon the subject matter of the last message sent from their Lordships, relating to the Earl of Danby, and the other Lords impeacht; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were again read, and upon the question agreed, and are as followeth.

*The Commons suppose your Lordships, do intend in all your Lordships proceedings, upon the Impeachments, now depending before your Lordships, to follow the usual*

usual Course and Methods of Parliament: And the Commons cannot apprehend what should induce your Lordships to address to his Majesty, for a Lord High Steward, in order to the determining the Validity of the Pardon, which hath been pleaded by the Earl of Danby, to the Impeachment of the Commons, as also for the Tryal of the other five Lords; because we conceive the Constituting of a High-Steward is not necessary, but that Judgement may be given in Parliament, upon Impeachment, without a High Steward: there being several other matters contained in your Lordships message, touching the Tryal of the Lords Impeacht; which if not settled, may occasion several interruptions and delays in the proceedings. The House of Commons, do therefore propose to your Lordships, that a Committee of both Houses, may be Nominated, to consider of the most proper Ways and Methods of proceedings, upon Impeachments of the House of Commons, according to the Usage of Parliament, that thereby these inconveniences may be avoided.

And then the House adjourned, till three of the Clock in the Afternoon.

### Post Meridiem.

**A**N Engross'd Bill for the Sale of Lands of Charles Dale Esq; deceased, for payment of his Debts, and Provision for his Daughters, was Read the Third time.

Resolved, &c.

That the Bill do Pass, and that the Title be, *An Act for the Sale of the Lands late of Charles Dale, in the County of Rutland Esq; deceased, for payment of his Debts, & Provision for his Daughters, & Co-heirs;*  
And

And that Sir John Hewley do carry up the Bill to the Lords for their Concurrence.

An Engrossed Bill sent from the Lords, Entituled, *An Act for Freeing the City of London, and parts adjacent, from Popish Inhabitants; and providing against other Dangers which may arise from Papists*, was Read the Second time.

*Resolved, &c.*

That the Bill be Committed, to the Committee, to whom the Bill, for securing the King, and Kingdoms, against the growth and danger of Popery, stands Committed.

*Ordered,*

That Sir Christopher Musgrave, do go up to the Lords, to desire a Conference upon the Subject matter of the last message, relating to the Earl of Danby, and the other five Lords impeacht.

A Bill for the better attendance, of Members Elected to serve in Parliament, was read the second time.

*Resolved, &c.*

That the Bill be Committed to

Mr. Hamden.

Lord Ancram.

Mr. Seymour.

Mr. Savage.

Sir Thomas Player.

Mr. Foley.

Mr. Thyn.

Sir Gilbert Gerrard.

Sir Robert Howard.

Mr. Whormood.

Sir Francis Drake.

Sir William Hickman.

Mr. Upron.

Sir Philip Egerton.

Mr. Reynal.

Sir Edmund Jennings.

Sir John Mallet.

Serjeant Rigby.

Coll. Whitley.

Sir Robert Markham.

Coll. Titus.

Mr. Alderman Love.

Sir Robert Peyton.

Coll. Kirby.

Mr. Palmes.

Sir William Baggot.

Sir

Sir William Bassard.

Sir Vincent Corbet.

Mr. Dubois.

Sir Roger Hill.

Sir Scroop How.

Sir John Wynn.

Sir John Knight.

Mr. Papillon.

Sir John Talbot.

Sir Henry Goodrick.

Mr. Harbord.

Sir William Franklin.

Mr. Ash.

Sir William Roberts.

Mr. Hopkins.

Sir Robert Carr.

And they are to meet to Morrow, at three of the Clock in the Afternoon, in the Speakers Chamber.

Sir Christopher Musgrave reports, that he had attended the Lords, and that they had agreed to present Conference in the Painted Chamber; and also, that he had reminded their Lordships of the Bill, *For the better securing the Liberty of the Subjects, and for prevention of Imprisonments beyond the Seas.*

Ordered,

That the Persons, that prepared the matter for the Conference, do attend and manage the same.

And, That

Coll. Birch.

Sir William Coventry.

Mr. Hamden.

Sir Robert Carr.

Mr. Seymour.

Sir Christ. Musgrave.

Be added to the Managers.

Ordered,

That Mr. Grey do go up to the Lords, to desire a Conference about the Amendments, made by their Lordships to the Bill, *For granting a Supply to his Majesty of Two Hundred, and sixty Thousand four Hundred, sixty two pounds, seventeen shillings, and three pence; for paying off, and disbanding the Forces, raised since the Nine and Twentieth of September, 1677.*

Mr. Grey reports, that the Lords had agreed

Q

to



to a present conference in the Painted-Chamber  
Ordered,

That the Persons that draw up the Reasons, do attend and manage the said Conference.

And that Sir Thomas Meres, Mr. Seymour, Colonel Birch, Mr. Soliciter, and Collonel Titus, be added to the said managers: And accordingly the Members went up, and delivered their Reasons, and left the Bill and Amendments with the Lords.

And then the House Adjourned  
till to Morrow Morning  
seven of the Clock.

Veneris 9<sup>o</sup>. die Maij, 1679.

**A**N Ingross Bill sent from the Lords, Entituled, *An Act to confirm certain Leases made by John Drake Esq; and others; and to enable Sir Francis Drake, to make a Joynture, and raise Portions for his Daughters, and Younger Children,* was read the second time.

Resolved, &c.

The the Bill be read a third time.

The said Bill was read the third time.

Resolved, &c.

That the Bill do pass, and that the Title be, *An Act to confirm certain Leases made by John Drake Esq; and others; and to enable Sir Francis Drake, to make a Joynture, and to raise Portions for his Daughters, and Younger Children.*

Ordered,

That Sir John Hewley do carry up the said Bill to the Lords.

Resolved

*Resolved, &c.*

That a Message be sent to the Lords, to put them in mind of the Message sent from this House, to desire their Lordships concurrence to the following vote, (*viz.*)

That the Duke of York being a Papist, and the Hopes of his coming such to the Crown, has given the greatest Countenance and Incouragement to the present Conspiracies, and the designs of the Papists against the King, and the Protestant Religion.

*Ordered,*

That Sir Patience Ward, do carry up the said Message to the Lords.

*Ordered,*

That Mr. Charles Bertie, be immediately sent for, to attend at the Bar of this House.

A Message from the Lords, by Sir Edward Low, and Sir Miles Cook.

*Mr. Speaker.*

The Lords have Commanded us to acquaint you, that their Lordships have agreed to Leave out their Amendments, to which this House hath not agreed, to the Bill, For raising the Sum of Two Hundred, and sixty Thousand, four Hundred sixty two Pounds, seventeen shillings and three pence, for Paying off, and Disbanding the Forces, raised since the Nine and Twentyeth of September 1677.

A Petition of Edward Palmer, Henry Rayson, John Seagrave, and John Edwin, Gentlemen Freeholders, in the County of Leicester, in the behalf of themselves, and the Majority of the Freeholders in the said County; Complaining of Bribers, and other undue practises, used at the Election of a Knight of the Shire, for the said County, and of the undue return of Sir John Hartop, in injury of the Petitioners, was read.

Q 2

*Resol.*

*Resolved,*

That the Consideration of the said Petition, be referred to the Committee of Elections, and Priviledges, to examine the matter thereof, and report the same with their Opinions therein, to the House.

A Bill, *For the re-ingrossment of the Records of Fines, lost or burnt by the late Fire in the temple,* was read a second time.

*Resolved, &c.*

That the Bill be Committed to

Sir John Knight.

Serjeant Seyes.

Serjeant Rigby.

Mr. Grey.

Mr. Alderman Love.

Sir Anthony Irby.

Mr. Sacheverel.

Sir Robert Peyton.

Sir James Long.

Mr. Thurburne.

Mr. Foley.

Sir John Mallet.

Sir John Hewley.

Mr. Duboise.

Sir Richard Corbett.

Sir Richard Cust.

And all the Gentlemen of the Long-Robe: and they are to meet to Morrow at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Message from the King, by Sir Edward Cokeret, Usher of the Black Rod.

Mr. Speaker.

The King Commands this Honourable House immediately to attend him in the House of Peers.

And accordingly Mr. Speaker with the House went up to attend his Majesty.

Mr. Secretary Coventry, acquaints the House that his Majesty having been attended, to know his Majesties Pleasure, when this House might attend him with the Address concerning the Duke of Lauderdale; had appointed Three of the Clock this Afternoon, in the Banqueting-House at White-Hall.

Ordered,

That a Committee be Appointed, to inspect the Journals, and search Presidents, touching the carrying up of Bills; and what previous intimation ought to be given to this House, of his Majesties Intention to pass Bills; and from, and by whom such notice hath usually been given; and whether this House may Debate, after the Message delivered by the Black Rod, for Attendance of this House upon his Majesty: And it is referred to

*Mr. Hamden.*

*Mr. Sacheverel.*

*Sir John Trevor.*

*Sir Thomas Clargis.*

*Mr. Seymour.*

*Sir William Coventry.*

*Mr. Buller*

*Sir Robert Carr.*

*Sir Anthony Irby.*

*Sir Ralph Ashton.*

*Mr. Dubois.*

*Sir Robert Peyton.*

*Sir Joseph Tredenham.*

*Sir Robert Markham.*

*Lord Russel.*

*Sir Robert Howard.*

*Mr. Boscawen.*

*Mr. Swinfen.*

*Collonel Birch.*

*Sir John Knight.*

*Mr. Harboud.*

*Sir James Rushout.*

*Mr. Wogan.*

*Mr. Colt.*

*Sir Henry Calverley.*

*Mr. Foley.*

And they are to meet to Morrow at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Message from the Lords, by *Sir John Coell*, and *Sir Samuel Clark*,

*Mr. Speaker,*

The Lords desire a present Conference with this House in the *Painted-Chamber*, upon the Subject-Matter of the last Conference, upon some Amendments to the Bill of *Habeas Corpus*.

The Messengers being with-drawn.

*Resolved, &c.*

That the House doth agree to meet the Lords at



a present Conference in the *Painted-Chamber*.

The Messengers being called in,

Mr. *Speaker* acquaints them, That this House had agreed to meet the Lords at a present Conference in the *Painted-Chamber*.

*Ordered,*

That the Members that managed the last Conference, do attend and manage this Conference.

A Message from the Lords, by Sir *John Coell*, and Sir *Samuel Clark*.

Mr. *Speaker*,

The Lords desire a present Conference in the *Painted-Chamber*, upon the Subject-Matter of the Conference, Yesterday had about the Tryals.

The Messengers being with-drawn.

*Resolved, &c.*

That this House doth agree to meet the Lords at a present Conference in the *Painted-Chamber*.

The Messengers being called in,

Mr. *Speaker* acquaints them, That this House had agreed to meet the Lords at a present Conference in the *Painted-Chamber*.

*Ordered,*

That the Members that managed the last Conference, do attend and manage this Conference.

Mr. *Powle* reports the Matter of the Conference had with the Lords, upon the Amendments to the Bill of the *Habeas Corpus*.

Sir *Thomas Meres* reports from the Conference had with the Lords, upon the Subject-Matter of the Conference, Yesterday had about the Tryals;

That the Conference was managed by the Lord *Privy-Seal*; and that what he delivered, was as followeth:

That the Lords do not agree to a Committee of Both Houses, because they do not think it conformable to the Rules

*Rules and Orders of Proceedings of this Court; which is, and ever must be tender, in Matters relating to their Judicature.*

*Resolved, Nemine Contradicente,*

That an Humble Address be made, to desire his Majesty to give Order, That the Militia of London, Westminster, Southwark, the Tower-Hamlets, and the Counties of Middlesex and Surrey, may be immediately Raised, and put in a posture of Defence.

*Resolved, &c.*

That an Humble Address be made to his Majesty, by such Members of this House, as are of his Majesties Privy-Council, to desire his Majesty, That he would be graciously pleased to give Order, that Two Companies of the Trained-Bands of Westminster, may be in Arms to Morrow morning.

*And then the House Adjourned  
till Four of the Clock this  
Afternoon.*

### *Post Meridiem.*

**T**He *Speaker* reports, That He, with the House, had attended his Majesty with the Address concerning the Duke of Lauderdale; and that his Majesty was pleased to return this Answer, *That He would Consider of it, and Return an Answer.*

A Bill for the more easie Collecting the Duty of *Hearth-Money.*

All Committees revived, and to sit to morrow in the Afternoon, in the places formerly appointed.

Mr. Hamden reports from the Committee appointed to inspect the *Lords Journals*, and see what

Entries are there made, relating to the Trial of the Earl of *Danby*, and the other Five *Lords* Impeached, and particularly, of their Proceedings upon the Conference Yesterday had, and upon what Grounds the Condemned *Papists Priests* are sent for: That the Committee had inspected the *Journals*, and had taken out Copies of their Proceedings, which he reported to the House.

*Resolved, &c.*

That no Commonner whatsoever, shall presume to maintain the Validity of the Pardon, pleaded by the Earl of *Danby*, without the Leave of this House first had: And that the Persons so doing, shall be accounted *Betrayers of the Liberties of the Commons of England*.

*Ordered,*

That this Vote be posted at *Westminster-Hall-Gate*, at the several Gates of the *Serjeants-Inns* and *Inns of Court*.

*Resolved, &c.*

That the Answer delivered by the Lords this Day at the last Conference, tends to the Interruptions of the Good Correspondency between the Two Houses.

*Ordered,*

That a Conference be desired with the Lords, upon the Subject-Matter of the last Conference.

*Ordered,*

That the Persons that managed the last Conference, be appointed to draw up Reasons to be offered at the said Conference. And that it be an Instruction to the said Committee, That this House cannot proceed in the Tryal of the Lords, untill the Methods of Proceedings be adjusted.

*And then the House Adjourned till to-morrow morning, Seven of the Clock.*

*Sabb*

Sabbi 100. die Maij, 1679.

SIR Robert Peyton reports from the Committee appointed to draw up an Address to be presented to his Majesty, to give Order, That the Militia of London, Westminster, Southwark, the Tower-Hamlets, and the Counties of Middlesex and Surry, may immediately be Raised, and put in a Posture of Defence: An Address agreed upon by the Committee; which he read in his Place, and afterwards delivered the same in, at the Clerk's Table; where the same was twice read; and, with some Amendments made at the Table, agreed to: and is as followeth, viz.

WE, Your Majesties most Loyal and Dutiful Subjects, and Commons in Parliament Assembled; Taking notice of the great Resort of the Multitude of Jesuits, Popish Priests, and other Popish Recusants, to the Cities of London and Westminster, and parts adjacent; and their obstinate Continuance there, in contempt of Your Majesties Laws, and Royal Proclamation in pursuance thereof; and considering the great Dangers that may ensue thereby, especially at this time of the Approaching Tryals of the Popish Lords, now Prisoners in the Tower; in whose Behalf some desperate Attempts may be made. For prevention whereof, and for the better securing of Your Majesties Sacred Person, Do most humbly beseech Your Majesty, that Your Majesty would be graciously pleased to give Order, That the Militia  
of



of London, Westminster, Southwark, the Tower-Hamlets, and the Counties of Middlesex and Surrey, may immediately be Raised, and put in a posture of Defence, in such proportions, and for such time, as Your Majesty shall think fit.

*Resolved, &c.*

That the Concurrence of the Lords be desired to this Address.

*Ordered,*

That Sir Robert Carr do carry up the same to the Lords, for their Concurrence.

*Ordered,*

That it be referred to the Committee appointed to enquire into the Causes of the late Fires in and about the City of London, to Examine likewise, concerning the Fire which happened last Night; and to bring in a Bill or Bills, for the prevention of the like, for the future. And that Sir Charles Harbord, Mr. Colt, and Sir Samuel Bernardiston, be added to the said Committee.

*Ordered,*

That a Committee be appointed to enquire into the Abuses and Exorbitances of the Post-Office, and to bring in a Bill for Remedy thereof, upon the Debate of the House. And it is referred to

Mr. Dubois.

Sir Henry Thompson.

Mr. Williams.

Sir Nathaniel Hern.

Coll. Whitley,

Sir Francis Ruffel.

Mr. Pilkington.

Sir Henry Calverley.

Sir Sam. Bernardiston.

Serjeant Rigby.

Mr. Gold.

Mr. Whitehead.

Sir Philip Egerton.

Sir John Knight.

Mr. Papillon.

Mr. Foley.

Sir Thomas Malleverer.

Sir John Hotham.

Mr. Paston.

Sir Patience Ward.

Mr.

Mr. Wright.  
 Sir Thomas Stringer.  
 Sir Richard Corbet.  
 Lord Ancram.  
 Alderman Backwel.  
 Lord Allington.  
 Sir Robert Southwel  
 Coll. Titus.  
 Sir Will. Godolphin.  
 Mr. Dalmahoy.  
 Mr. Thynn.  
 Sir John Lowther.  
 Sir John Talbot.

Mr. Vernon.  
 Mr. Greenwill.  
 Mr. Foote.  
 Sir Henry Ford.  
 Sir Stephen Fox.  
 Sir Halswell Tynt.  
 Sir Henry Puckering.  
 Sir Thomas Armstrong.  
 Mr. Neale.  
 Sir Henry Goodrick,  
 Mr. Pulkley.  
 Sir Hugh Bethell.

And all the Members that serve for the *Post-Towns*, and the City of *London*. And they are to meet on *Monday* next, at *Two* of the Clock in the *Afrer-noon*, in the *Speakers* Chamber; and are impow-  
 red to send for Persons, Papers, and Records.

Sir Robert Carr reports, That he had attended the Lords with the Address for Raising the *Militia*; and that their Lordships had filled up the Blank with the Words (*The Lords Spiritual and Tempo-  
 poral*) and unanimously agreed to the Address.

*Resolved, &c.*

That a Message be sent to the Lords, to desire a present Conference upon the Subject-matter of the last Conference.

*Ordered,*

That Collonel Titus do go up with the Mes-  
 sage.

Collonel Titus Reports, that the Lords had a-  
 greed to meet this House at a present Conference,  
 in the Painted Chamber.

Mr. Hamden Reports from the Committee ap-  
 pointed to draw up Reasons, to be offered at a  
 Conference to be had with the Lords, upon the  
 Sub-

Subject matter of the last Conference ; Reasons agreed upon by the Committee : which he read in his place, and afterwards delivered the same in, at the Clerks Table : where the same were Twice read, and upon the Question agreed ; and are as followeth, *Viz.*

*The Commons have desired this Conference with your Lordships, upon the Subject matter of the last Conference desired by your Lordships ; which was upon the matter of the Conference desired by the Commons, about the Tryals. This last Conference, was thus reported to the Commons : The Lords do not agree to a Committee of both Houses, because they do not think it Conformable to the Rules and Orders of proceedings of this Court ; which is, and ever must be tender, in matters relating to their Judicature.*

*They Hope this Conference may tend to prevent all interruptions, of a good Correspondence between the two Houses ; which as the Commons desire at all times on their parts to preserve, so it is especially necessary in this Conjunction, when the most Hainous Delinquents are to be brought to justice ; that the Enemies both of King and Kingdome, may have no Hopes left them, to see this Obstructed by any difficulties, arising in the way of proceeding.*

*And therefore, for answer to the last Conference, the Commons have Commanded us to say to your Lordships :*

*That your Lordships do not offer any answer, or Satisfaction to the Commons, in their necessary proposals, amicably offered by way of Supposition, that they might have been confirmed therein by answer from your Lordships. That your Lordships do intend in all the proceedings, upon the Impachments now depending before your Lordships, to follow the usual course and Method of Parliament.*

*And*

And further, that your Lordships have not given the least answer or Satisfaction to the Commons, concerning your Lordships addressing to the King, for a Lord High Steward, though the Commons proposed their desire of Satisfaction in that matter, in as Cautious Terms as could be, on purpose to avoid all disputes about Judicature.

The Commons, to avoid all interruptions and delays in the proceedings against the Lords impeacht, and the Inconveniencies that may arise thereby, having proposed to your Lordships, that a Committee of both Houses might be Nominated, to consider of the most proper Ways and Methods of proceedings upon Impeachments. Your Lordships, without any reason Assigned, (save only that you say, You do not think it conformable to the Rules and Orders of proceedings of this Court) have refused to agree with the House of Commons, in appointing such a Committee; though not heretofore denied to the Commons, when askt upon the like occasion; and at this time desired, purposely to avoid disputes and delays: And therefore, the House of Commons, have commanded us to acquaint your Lordships, that things standing thus upon your answer, they cannot proceed in the Tryals of the Lords, before the Methods of Proceedings be adjusted between the two Houses.

Ordered,

That the Members, that draw up the reasons, do attend and manage the Conference.

A message from the Lords by Sir John Coell, and Sir Timothy Baldwin.

Mr. Speaker.

The Lords desire a present Conference with this House, in the Painted Chamber, to Communicate to this House, the contents of a Petition their Lordships



ships received this day, from the Earl of Danby.

The Messengers being with drawn.

*Resolved, &c,*

That this House doth agree to meet the Lords, at a present Conference in the Painted Chamber.

The Messengers being called in,

Mr. Speaker acquaints them, that this House had agreed to meet the Lords, at a present Conference in the Painted Chamber.

*Ordered,*

That the Members, that were appointed to manage the former Conference, do attend and manage this Conference.

Sir John Trevor Reports from the Conference, that the Conference was managed by the Lord Privy Seal; and that he acquainted them, that the Lords had received a Petition from the Earl of Danby, who was ordered by their Lordships, to attend them this day; which his Lordship read: whereby the Earl of Danby sets forth, that he, according to their Lordships order, Expected to attend this day, but received Information severally from his Council, that they durst not appear to argue the validity of his Pardon, by reason of a Vote of the House of Commons; and that their Lordships desired to know, whether there was any such Vote, as was alledged in the petition.

*Ordered,*

That a Committee be appointed, to inspect the Journals, and search Presidents, concerning Questions asked at Conferences: And it is referred to

Sir Thomas Meres. Lord Russel.

Sir Thomas Lee. Mr. Seymour.

Mr. Sacheverel. Sir Thomas Littleton.

Mr.

Mr. Vaughan. Sir John Hewley.

Sir Francis Drake. Or any Three of them.

Mr. Charles Bertie being called in, and Examined to several Questions; and being with-drawn :

Resolved, &c.

That this House is not satisfied with the Answers given by Mr. Bertie.

Sir Robert Howard informs the House, That there has been paid to Mr. Bertie, for secret Service, from Lady-Day, 1676. to the Twentyeth of March, 1679. the Sum of Two hundred, fifty two thousand, four hundred, sixty seven Pounds, one Shilling, and nine Pence.

Ordered,

That Mr. Charles Bertie be committed to the Custody of the Serjeant at Arms, attending this House, for his Contempt to this House.

Ordered,

That Mr. Deering have Leave to go into the Country.

Ordered,

That all the Members of this House, that are of the Long-Robe, do prepare themselves with Reasons, against the Pardon pleaded by the Earl of Danby.

Ordered,

That the Officers of the Ordnances, do attend on Monday morning next, to give this House an Account touching the Train of Artillery, and Munition, that are ordered to be Shipped for Portsmouth.

And then the House Adjourned  
till to Morrow Morning, Seven of the Clock.

*Die Dominica 11<sup>o</sup>. die Maij, 1679.*

**A** Message from the Lords by Sir *Edward Low*,  
and Sir *Samuel Clark*.

*Mr. Speaker,*

The Lords desire a present free Conference with this House, in the *Painted-Chamber*, upon the Subject-Matter of the Last Conference, relating to the Forms and Methods of Proceedings, about the Tryal of the Lords in the *Tower*.

The Messengers being with-drawn.

*Resolved, &c.*

That this House doth agree to meet the Lords, at a present Conference in the *Painted-Chamber*.

The Messengers being called in,

*Mr. Speaker* acquaints the House, That this House had agreed to meet the Lords at a present free Conference in the *Painted-Chamber*.

*Ordered,*

That the Members that managed the last Conference concerning the Tryals, do attend and manage this free Conference: And that *Mr. Serjeant Maynard*, and *Sir Robert Howard*, be added to the said Managers.

*Sir Thomas Meres* reports the Matter of the free Conference.

*Resolved, &c.*

That a free Conference be desired with the Lords, upon the Subject matter of the last free Conference.

And that *Mr. Thynn* do go up with the Message to the Lords.

*Resolved,*

*Resolved,*

That the Managers do, at the said Conference, insist upon the appointing of a Committee of Both Houses; as the better Expedient for adjusting Matters, than free Conferences.

Mr. Thynn reports, That the Lords had agreed to meet this House, at a present free Conference, in the *Painted-Chamber*.

*Ordered,*

That the Members that managed the last free Conference, do attend and manage this free Conference.

Sir William Coventry reports the Matter of the free Conference.

A Message from the Lords by Sir Edward Low, and Sir Samuel Clark.

Mr. Speaker.

The Lords have commanded us to acquaint you, that they had appointed a Committee, consisting of Twelve Lords, to joyn with a Committee of the House of Commons, at Nine of the Clock to Morrow morning, in the *Inner-Court of Wards*; to consider of Propositions and Circumstances, in reference to the Tryals of the Lords in the *Tower*.

The Messengers being with-drawn.

*Resolved, &c.*

That a Committee be appointed to joyn with the Committee of the Lords, at Nine of the Clock to Morrow-morning, in the *Inner-Court of Wards*; to consider of Propositions, and Circumstances, relating to the Tryals of the Lords in the *Tower*; of the Members following:

Mr. Trenchard.

Sir Francis Winnington.

Sir Thomas Meres.

Mr. Vaughan.

Mr. Sacheverel.

Coll. Titus.

Sir Henry Capel.

Sir Thomas Stringer.

R

Sir



Sir Thomas Lee.	Serjeant Maynard.
Mr. Powle.	Mr. Seymour.
Mr. Treby.	Sir Thomas Player.
Sir John Trevor.	Mr. Williams.
Sir George Strode.	Sir William Coventry.
Sir Robert Carr.	Sir Thomas Clargis.
Mr. Paul Foley.	Sir Thomas Littleton.
Mr. Hamden.	Coll. Birch.

The Messengers being called in, Mr. Speaker acquaints them, That this House had appointed a Committee, to joyn with a Committee of Lords, at Nine of the Clock to Morrow-morning, in the *Inner-Court of Wards*; to consider of Propositions, and Circumstances, in reference to the Tryals of the Lords in the *Tower*.

The House then proceeded to take into Consideration, the Business appointed for the Day.

Mr. Treby acquaints the House with several Particulars, relating to the Duke of York; contained in the Letters and Papers, in the Custody of the Committee of Secrecy, relating to the *Plot*.

*Resolved, &c.*

That a Bill be brought in, to disable the Duke of York, to Inherit the Imperial Crown of this Realm. And it is referred to

Mr. Bennet.	Mr. Vaughan.
Mr. Trenchard.	Sir Francis Winnington.
Sir Nicholas Carrew.	Mr. Boscawen.
Sir Robert Peyton.	Mr. Williams.
Sir Thomas Player.	Mr. Hamden.
Coll. Birch.	Mr. Swinfen.
Mr. Sacheverel.	

Or any Three of them, to prepare and draw up the same: And they are to meet to Morrow, at Three of the Clock in the Afternoon, in the *Speaker's Chamber*.

*Resolved*

*Resolved, Nemine Contradicente.*

That in Defence of the King's Person, and the Protestant Religion, this House doth declare, That they will stand by his Majesty with their Lives and Fortunes; and that if his Majesty should come by a Violent Death, (*which God forbid!*) that they will Revenge it to the utmost, upon the Pa-

*Ordered,*

That this Vote be drawn into the Form of an Address, to be presented to his Majesty. And it is referred to

Sir Thomas Meres.

Coll. Birch.

Mr. Vaughan.

Sir Francis Russell.

Mr. Hamden.

Sir Robert Markham.

Sir John Hotham.

Sir Thomas Player.

Sir Robert Peyton.

Any Three of them, to prepare and draw up the

*Ordered,*

That the Committee appointed to Joyn with the Committee of the Lords, to consider of Propositions and Circumstances, relating to the Trials of the Lords in the Tower, do meet to Morrow-morning at Seven of the Clock, in the Speaker's Cham-

*And then the House Adjourned  
till to Morrow Morning, seven  
of the Clock.*

Lune 12<sup>o</sup>. die Maij, 1679.

**D**aniel Jerman did this Day take the Oath of Allegiance and Supremacy, at the Clerks Table, in order to his Naturalization.

The House being informed, That John Joy, High-Sheriff of the County of *Norfolk*, refuseth to make a Return of the Writ for the Electing of *Knights of the Shire*, to serve in this present Parliament, for the said County.

Ordered,

That the said John Jay be sent for, in Custody of the Serjeant at Arms, attending this House, for returning the Writ for Electing of *Knights of the Shire*, to serve in this present Parliament, for the said County.

A Petition of Mr. Edward Dackombe, Mayor of *Corfe-Castle*, in Custody of the Serjeant at Arms (acknowledging his Fault, and humbly begging Pardon of the House; and praying that he may be discharged from his Confinement) was read: the Mayor being called into the Bar of the House, and there Kneeling, and having received a Reply from Mr. Speaker.

Ordered,

That Mr. Edward Dackombe be discharged from the Custody of the Serjeant at Arms, paying Fees.

Ordered,

That Mr. Morley, and Mr. Lutterel, have Leave to go into the Country.

Ord

Ordered,

That Sir William Thomas have Leave to go into Country, for Fourteen Days.

Ordered,

That the Bill, *For prohibiting the Importation of Fish from Ireland, and other parts beyond the Seas, Fish taken by Forreigners*, be read to Morrow-morning, at Ten of the Clock.

A Message from the Lords, by Sir Samuel Clark, Sir Miles Cook.

Mr. Speaker,

The Lords have commanded us, to put you in mind of Three Bills :

The Bill, *For better Discovery, and more speedy Execution, of Popish Recusants.*

The Bill, *For freeing the City of London, and parts adjacent, from Popish Inhabitants.*

The Bill, *For the better securing the Liberty of Subject, and preventing Imprisonments beyond the Law.*

And that this House would make dispatch of the said Bills, in some reasonable time.

Ordered,

That a Committee be appointed, to Examine the accounts this Day delivered to this House, of the *Expence of Artillery, and shipping-off for Portsmouth*; and to Examine, what Arms have been lately delivered out of the Tower; and what Gunns, Mortar-Pieces, Powder, or other Munition, have been sold, or sent over into France and Flanders, or any other Forreign Parts: And to enquire of the State, of all the Garrisons in England; and how they are Fortified, and provided: And how the Money, by a late Act designed to the Office of the Ordnance, hath been Employed: As also, the Money allowed for particular Garrisons, and Fortifications.



cations. And it is referred to

Sir William Hickman.	Sir Robert Peyton.
Sir William Bastard.	Sir Nathaniel Herne.
Sir John Hobart.	Mr. Papillon.
Sir Gilbert Gerrard.	Mr. Wright.
Mr. Hamden.	Sir Samuel Bernardiston.
Sir John Norton.	Mr. Trefusis.
Sir Thomas Meres.	Sir Edward Harley.
Mr. Pilkington.	Sir Francis Drake.
Mr. Alderman Love.	Mr. Reynall.
Mr. Upton.	Coll. Birch.
Sir Gervas Elwes.	Mr. Savage.
Lord Allington.	Sir Thomas Player.
Lord Ancram.	Mr. Thynn.
Mr. Stone.	Sir Edward Deering.
Sir Robert Markham.	Sir William Coventry.
Sir Edward Nevill.	Lord Huntingtower.
Sir Richard Grahme.	Mr. Freake.
Sir Herbert Crofts.	Mr. Browne.
Sir Joseph Tredenham.	Mr. Harbord.
Coll. Whitley.	Sir John Hewley.
Sir Thomas Clargis.	Mr. Garraway.
Mr. Trenchard.	Mr. Colt.
Sir John Knight.	Sir John Duke.
Sir John Talbot.	Mr. Dean.
Mr. Powle.	Sir Robert Carr.
Mr. Hopkins.	Sir Thomas Lee.
Sir John Cloberry.	Mr. Thynn.
Sir Walter Young.	Mr. Edward Deering.
Mr. Bennet.	Sir John Coventry.
Mr. Whorwood.	Sir Thomas Stringer.
Mr. Boscawen.	Serjeant Rigby.
Sir Parience Ward.	Sir William Portman.

And all the Members, that serve for the Ports  
Towns.

And they are to meet this Afternoon, at Three of the Clock, in the Speaker's Chamber: And to (De die in Diem) untill they have perfected their Report. And they are impowered to send for Persons, Papers, and Records.

*And then the House Adjourned till to Morrow Morning, seven of the Clock.*

Martis 13<sup>o</sup>. die Maij, 1679.

**A** Bill, For the more easie Collecting the Duty of Hearth-Money, was read the second time.  
*Resolved, &c.*

That the Bill be committed to

Mr. Palmes.

Mr. Wright.

Sir John Knight.

Mr. Foley.

Sir Hugh Bethel.

Sir Gervas Elwes.

Sir Robert Peyton.

Sir Samuel Bernardiston.

Sir John Hotham.

Sir John Hewley.

Sir Henry Calverley.

Sir Henry Thompson.

Sir Robert Markham.

Sir Thomas Clargis.

Mr. Thynn.

Lord Fairfax.

Sir William Bastard.

Sir Francis Drake.

Mr. Hilliard.

Mr. Kelland.

Mr. White.

Sir Robert Carr.

Mr. Pilkington.

Sir William Franklyn.

Sir Richard Head.

Sir James Oxinden.

Sir Nyell Nyvyan.

Mr. Paston.

Sir James Long.

Mr. Trenchard.

And all that come, are to have Voices.

And they are to meet to Morrow in the Afternoon, at Three of the Clock, in the Speaker's Chamber.

Sir Robert Markham reports from the Committee appointed to draw up an Address to be presented to his Majesty, relating to the Vote of this House, passed on *Sunday* last: That in Defence of the *King's Person*, and the *Protestant Religion*, this House doth declare, That they will stand by his Majesty with their Lives and Fortunes; and that if his Majesty shall come to any Violent Death, (*which God forbid!*) that they will Revenge it to the utmost upon the *Papists*. An Address agreed upon by the Committee; which he read in his place, and afterwards delivered the same in, at the Clerk's Table; where the same was twice read.

A Motion being made, that the Address be re-committed.

*Ordered,*

That the Address be re-committed to the former Committee. And that

Mr. Thynn.

Sir Francis Drake.

Mr. Hardbord.

Mr. Trenchard.

Mr. Boscawen.

Mr. Beake.

Mr. White.

Sir Richard Cust.

Mr. Whorwood.

Mr. Pitt.

Mr. Powle.

Mr. Alderman Love.

Be added to the said Committee.

And they are to meet this Afternoon, at *Three* of the Clock, in the *Speaker's Chamber*; and to Report the same to the House, to Morrow morning, the first Business.

A Petition of *Samuel Lemot*, and divers other Merchants; complaining, that in the Year 1674, the Ship *Katherine* (which was Freight by the Merchants) was taken by one *Swan*, a Commander of the Ship *Hunter*, and endeavoured to be made Prize; and praying Relief therein.

*Ordered,*

*Ordered,*

That the said Petition, and Case thereupon, be referred to the Consideration of the Committee, to whom the miscarriages, relating to the Ship *Hunter*, and the *Katherine*, stands referred to examine the matter, and Report the same to the House: And the said Committee, are impowred to send for, and hear the said Merchants, and all other Persons concerned.

*Ordered,*

That the Report of the Bill, *For Exporting of Leather*, be made to Morrow morning.

A Bill, *For continuance of the Act, for Prohibiting Importation of Irish Cattle*, was read the second time.

The Question being put, that the Bill be Committed.

The House Divided.

The Yeas go forth.

Tellers. { *Mr. Booth.*  
          { *Mr. Reviffon Gower.* } For the Yeas, 183.

Tellers. { *Sir Robert Peyton.*  
          { *Sir Gervas Elwes.* } For the Noes, 151.

And so it was Resolved in the Affirmative.

*Resolved, &c.*

That the Bill be Committed to

*Mr. Vaughan.*

*Sir Richard Corbett.*

*Sir Francis Drake.*

*Sir Thomas Middleton.*

*Sir John Knight.*

*Lord Scudamore.*

*Mr. Palmes.*

*Mr. Leveson Gower.*

*Mr. Swinfen.*

*Mr. Freafe.*

*Mr. Williams.*

*Sir William Frankland.*

*Sir Gilbert Gerrard.*

*Sir Henry Calverley.*

*Mr. Vernon.*

*Sir William Portman.*

*Sir Francis Russel.*

*Mr. Morgan.*

*Sir Thomas Lee.*

*Sir William Farmer.*

*Mr. Thynn.*



Mr. Thynn.	Sir Watkinson Payler.
Sir John Cloberry.	Sir Hugh Bethel.
Mr. Trenchard.	Lord Fairfax.
Sir Eliab Harvey.	Sir Edward Nevil.
Sir John Hewley.	Sir Edward Horley.
Mr. Whitehead.	Mr. Alderman Love.
Sir Hugh Owen.	Mr. Booth.
Mr. Wogan.	Sir Robert Dillington.
Mr. Pilkinton.	Mr. Colt.
Sir Robert Carr.	Mr. Papillon.
Mr. Seymour.	Sir Walter St. John.
Collonel Titus.	Mr. Bockland.
Mr. Stockdale.	Sir Henry Thompson.
Sir William Coventry.	Sir Edward Jennings.
Serjeant Rigby.	Lord Bulkley.
Sir John Hotham.	Mr. Jefferies.
Sir Philip Egerton.	Mr. Paston.
Sir John Wynn.	Sir Richard Grahme.

The Question being put, that all that came to this Committee, shall have Voices.

The House Divided.

The Yeas go forth.

Tellers.	{ Sir John Guyes. }	For the Yeas, 149.
	{ Mr. Goodwin. }	
Tellers.	{ Sir Rich. Corbet. }	For the Noes, 172.
	{ Mr. Colt. }	

And so it passed in the Negative.

Ordered,

That no more Members be added to this Committee.

And they are to meet at Three of the Clock this Afternoon in the Speakers Chamber.

And then the House Adjourned till Seven of the Clock to Morrow Morning.

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*Mercurij 14<sup>o</sup>. die Maij, 1679.*

**M**R. *Serjeant Seyes* Reports from the Committee, to whom the Bill, *For Re-ingrossment of the Fines lost or burnt, by the Late Fire in the Temple*, was Committed. Several Amendments made to the Bill, which he read in his Place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and upon the Question severally agreed.

*Resolved, &c.*

That the Bill with the Amendments agreed to, be Ingrossed.

Sir *Robert Markham* Reports from the Committee, to whom it was referred, to draw up an Address to his Majesty, pursuant to the Vote of this House, of the Eleventh Instant, whereby it was resolved, That in defence of his Majesties Person, and the Protestant Religion; this House doth declare, that they will stand by his Majesty with their Lives and Fortunes: And that if his Majesty shall come to any violent Death (which God forbid) they will revenge it to the utmost upon the *Papists*: An Address agreed upon by the Committee, which he read in his Place, and afterwards delivered the same in at the Clerks Table; where the same was twice read, and with some Amendments, made at the Table, upon the Question agreed to; and is as followeth.

Most

## Most Dread Sovereign!

**W**E your Majesties most Dutiful and Loyal Subjects, the Commons in this present Parliament Assembled, do with all humble Gratitude, acknowledge the most Gracious Assurances, your Majesty hath been pleased to give us, of your constant Care to do every thing, that may preserve the Protestant Religion, of your firm Resolution, to defend the same to the utmost, and your Royal endeavours, that the Security of that Blessing may be Transmitted to Posterity; and we do humbly represent to your Majesty, that being deeply sensible, that the greatest hopes of success against our Religion in the Enemies thereof; the Papists are founded in the Execrable designs, which they have laid against the Sacred Person and Life of your Majesty; which it is not only our Duty, but our Interest, with the greatest Hazards to Preserve and Defend. We have applyed our selves to the making such Provision by Law, as may defeat these Popish Adversaries, their Abettors and Adherents of their hopes of gaining an advantage, by any violent attempts against your Majesty, and may utterly frustrate their Expectation of Subverting the Protestant Religion thereby, in time to come. And further, to obviate by the best means we can, all wicked practises against your Majesty, while any such Laws are in preparation, and bringing to perfection. It is our Resolution, and We do declare, That in Defence of your Majesties Person, and the Protestant Religion, we will stand by your Majesty with our Lives and Fortunes; and shall be ready to Revenge upon the Papists, any violence offered by them to your Sacred Majesty; in which we hope, your Majesty will gratusly please to be the more assured, as we  
our

our selves are the more encouraged, in that the Hearts of all your Majesties Protestant Subjects, with the most sincere Affection and Zeal, joyn with us herein.

Mr. Powle Delivered a Message from his Majesty, as followeth.

Charles Rex,

Though his Majesty hath already, at the first meeting in Parliament, and since, by a word or two, mentioned the necessity of having a Fleet at Sea this Summer; yet the Season for preparing it, being far Advanced, and our Neighbours before us in their preparations: He cannot hold himself discharged towards his People, if he do not now with more earnestness, again recommend the same to your present Care and Consideration; and the rather from the dayly Expectation of the return of his Fleet from the Streights, to which a great Arrear is due; and hereby he must acquit himself of the evil Consequences, which the want of a Fleet in such a Juncture may produce; and he hath not done this without considering, that the entring on the work presently, can be no hinderance to the other great Affairs upon your Hands, but rather a security in the dispatch thereof.

A debate arising thereupon.

Resolved, &c.

That the further consideration of the said message, be adjourned till Monday sennight next.

Ordered,

That Sir Richard Cust, have leave to go into the



The Journal of the  
the Country for some few days.

*And then the House Adjourned till to Morrow Morning, seven of the Clock.*

Jovis 15<sup>o</sup>. die Maij, 1679.

*Ordered,*

**T**hat the miscarriages of the Elections for the Counties of *Norfolk*, and *Leicester* be heard on Tuesday next.

An ingrossed Bill, *For reingrossement of the Records of Fines burnt in the Fire of the Temple*, was read the third time.

*Resolved, &c.*

That the Bill do pass, and that the Title be, *An Act for reingrossing of the Records of Fines burnt or lost in the late Fire in the Temple*, and that *Mr. Serjeant Seyes*, do carry up the same to the Lords, for their Concurrence.

*Ordered,*

That the Amendments, made by the Lords to the Bill of *Habeas Corpus*, be taken into consideration to Morrow morning, at Ten of the Clock.

*Sir Thomas Meres*, Reports from the Committee of Elections and Priviledges, That the Committee had taken into consideration, the matter Touching the Election for the Burrough of *Alburrough*, in the County of *York*, and that it appeared to the Committee, that *Sir John Reresby*, had about Nineteen of the Inhabitants paying *Scot* and *Lot*, and *Sir Godfrey Copley*, had about four and Twenty of the Inhabitants paying *Scot* and *Lot*; and that thereupon the Committee had agreed

greed upon their Resolves, to be reported to the House, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were again read, and are as followeth.

*Resolved, &c.*

That all the Inhabitants of the Burrough, of *Alborough* in the County of *York*, paying *Scot* and *Lot*, have only right to Vote in Electing Members of Parliament, for the said Burrough.

*Resolved, &c.*

That Sir *John Reresby*, is not duly Elected to serve in this present Parliament, for the Burrough of *Alborough* in the County of *York*.

*Resolved, &c.*

That Sir *Godfrey Copley*, is duly Elected to serve in this present Parliament, for the Burrough of *Alborough* in the County of *York*.

*Resolved, &c.*

That this House doth agree with the Committee :  
That all the Inhabitants of the Burrough of *Alborough* in the County of *York*, paying *Scot* and *Lot*, have only right to Vote in Electing Members of Parliament, for the said Burrough.

*Resolved, &c.*

That the House doth agree with the Committee,  
That Sir *John Reresby* is not duly Elected to serve in this present Parliament, for the Burrough of *Alborough* in the County of *York*.

*Resolved, &c.*

That this House doth agree with the Committee,  
That Sir *Godfrey Copley* is duly Elected, to serve in this present Parliament, for the Burrough of *Alborough*, in the County of *York*.

*Ordered,*

That the Clerk of the Crown do attend to Morrow morning, to take off the Indenture of Sir *John*

*Reresby*

*Recess*, and affix the Indenture of Sir Godfrey Copley, to the return for the Burrough of *Alborough*, in the County of *York*.

A Bill, *For the ease and relief of the poor Inhabitants of South-wark, and the Subburk parishes of Middlesex, in the recovery of small debts*, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That the report of the Bill, *For continuance of the Act, for prohibiting the Importation of Cattle from Ireland, and other parts beyond the Seas*, be made on Saturday Morning next.

Sir John Trevor reports from the Committee appointed to joyn the Committee of Lords, to consider of Propositions and Circumstances relating to the Tryal of the Lords in the Tower.

That the Committee had made two propositions to the Committee of Lords.

*First*, That they did desire to see the Commission of the Lord High Steward, and the Commissions to former Lords High Stewards.

*Secondly*, That they did desire to know, what resolutions had been taken about the Lords Spiritual, being present or absent at the Tryals of the Lords Impeacht. To the first proposition, the Lords of the Committee produced Copies of the Commissions to the Lords Steward, for the several Tryals of the Lord *Morley*, and the Lord *Cornwallis*; but those Tryals were out of Parliament; they produced the Copy of the Commission, for the Tryal of the Earl of *Pembroke* for Murther; which Tryal was before the Peers in Parliament: and so differed from the two former Commissions.

The Lords did further produce a Copy of the Commission,

Commission, passed under the great Seal for the Tryal of Thomas Earl of Danby, and also a form of the Commission for the Tryals of the other Five Lords impeacht; and did Communicate to the Committee, a resolution of the Lords House, *in hac verba*.

Die Lune, 12<sup>o</sup> Maij, 1679.

It is declared and ordered, by the Lords Spiritual, and Temporal in Parliament assembled: That the Office of a High Steward, upon Tryals of Peers upon impeachments, is not necessary to the House of Peers; but that the Lords may proceed upon such Tryals, if a High Steward be not appointed: according to their humble desire, their Lordships further declare to the Committee, that a Lord High Steward, was made in vice, only.

That notwithstanding, the making of a Lord High Steward, the Court remained the same, and was not thereby altered, but still remained the Court of the Peers in Parliament; that a Lord High Steward, was but as a Speaker or Chair-Man, for the more orderly proceedings at the Tryals.

The Copy of the Commission, for a Lord High Steward, for the Tryal of the Earl of Danby being read: The Committee of this House took Exception to these words, in the Commission, (*viz.*) *Ac pro eo quod Officium Senelli Angliæ, cujus presentia in hac parte requiritur ut Accepimus jam vacat.* And desired that they might be left out, as implying that Constituting of a Lord High Steward was necessary, and thereupon proposed these words to be inserted in their stead. *Ac pro eo quod Proceres & Magnates in Parlamento nostro Assemblat' nobis humiliter Supplicaverunt, ut senellum Angliæ hac vice Constituere dignaremur.* To which Amendment, the Lords of the Committee did agree: and it



was further agreed by the said Committee of the Lords and Commons, that the Commission under the Seal, for the Constituting a Lord High Steward for the Tryal of the Earl of Danby, should be recalled, and a new Commission according to the said Amendments to be Issued, and to bear date after the said Resolution; and that the like, Mutandis should be issued for Tryal of the other Lords Impeached.

As to the second Proposition, the Committee of the Lords communicated to the Committee of this House the Resolution of the House of Peers, in hæc verba

Die Martis 13<sup>o</sup> Maij, 1679.

**R**esolved by the Lords Spiritual and Temporal in Parliament Assembled, that the Lords Spiritual have a right to stay in Court in Capital Cases, till such time as Judgement of Death comes to be pronounced.

15<sup>o</sup> Maij, 1679.

**T**He Lords Explained themselves, that the meaning of their Resolution passed Yesterday, concerning the Lords Spiritual is, That the Lords Spiritual have a right to stay, and sit in Court till the Court proceed, to the vote of Guilty or Not Guilty.

The second proposition, being a matter of great weight and consideration, the Committee of the Commons, had commanded him to report it to the House, in order to receive their directions, for their further proceedings.

Resolved, &c.

That it be given, as an instruction to the Committee appointed to joyn with the Committee of Lords, to consider of Propositions and Circumstances relating to the Tryal of the Lords in the Tower.

That

that they Insist upon it at the Committee, that the Lords Spiritual ought not to have any Vote, in any Proceedings upon Impeachments against the Lords the Tower.

A Bill, To Disable the Duke of York to inherit the Imperial Crown of England, was read the first time. Resolved, &c.

That the Bill be read a second time.

*And then the House Adjourned till to Morrow Morning, Seven of the Clock.*

*Veneris 16<sup>o</sup> Die Maij. 1679.*

Ordered, That

Sir Nich. Carew,

Sir John Knight,

Mr. Trefusis,

Mr. Colt, &

Sir William Bastard,

Sir Viel Vivyan

added to the Committee, appointed to examine concerning the Miscarriages of the Navy. And so the Committee appointed to examine the latter, Touching the Train of Artillery, and Munition Shipt for *Portsmouth*.

The Clerke of the Crown, being called in, did send the return for the Burrough of *Alborough*, the County of *York*, by taking off the Indenture, whereby Sir *John Reresby* is returned; and affixing Indenture, whereby Sir *Godfrey Copley* is returned to the said return.

Petition of *Charles Bambridge Distiller*, on the behalf of himself, and many others, Complaining of several Exactions of the Farmers and Collectors the duty of Excise, was read.

Ordered,

That a Committee be appointed to inspect the same, concerning the Excise, and to Examine and consider of the Abuses, and Exorbitances of

the Farmers, and Collectors of the said duty; and report the same, with their Opinions therein, to the House. And it is referred to

Sir Thomas Player.	Serjeant Rigby.
Sir John Cloberry.	Sir James Long.
Mr. Pilkington.	Sir Thomas Clargis.
Mr. Williams.	Mr. Treby.
Mr. Reynel.	Mr. Papillon.
Mr. Colt.	Mr. Foley.
Sir Samuel Bernardiston.	Mr. Boscawen.
Sir George Strode.	Sir Robert Peyton.
Sir Robert Markham.	Sir William Roberts.
Mr. Dubois.	Mr. Wright.
Mr. Alderman Backwell.	Mr. Whorwood.
Mr. Henley.	Mr. Rich.
Sir Richard Head.	Mr. Trefusis.
Mr. Trenchard.	Mr. Williams.
Sir Viel Vivyan.	Mr. St. John
Sir Thomas Stringer.	Sir John Knight.
Sir Robert Clayton.	Mr. Alderman Love.
Sir William Ellis.	Mr. Braman.
Mr. Hamden.	Sir Ralph Dalaval.
Mr. Bennet.	Sir Robert Southwell.
Sir Henry Ford.	Sir Thomas Stringer.

And all the members of this House, that are of the Long-Robe; & they are to meet at three of the Clock in the afternoon, in the Speakers Chamber; and are impowred to send for Persons, Papers, and Records.

Ordered,

That Mr. Tregeagle, be discharged from the Custody of the Serjeant at Armes attending the House, paying the Messengers Fees, and that he be leave to stay in the Country for three weeks.

The House then took into consideration, the amendments made by the Lords, to the Bill, For better securing, the Liberty of the Subject, and for removing of Imprisonments beyond the Seas.

The Amendments in the fourth press, and the Third, being read, and the question being put for agreeing with the Lords, in the said Amendment: It passed in the Negative.

The Amendments in the Eleventh Line, in the same press, being read; and the question being put for agreeing with the Lords in the said Amendment; It passed in the Negative.

The Amendments in the Fifth press, in the third and Thirtyeth Line, being read; and the question being put, to agree with the Lords in the said Amendment; it passed in the Negative.

The Amendments in the Ninth press, in the four & twentyeth Line, being for waving of the former Amendments, made by the Lords, on condition of admitting of a proviso, for the Peers, which was read; and the question being put, for agreeing with the Lords in that Amendment; it passed in the Negative.

The rest of the Amendments being read, were upon the question agreed to.

*Ordered,*

That the Members, that managed the last Conference, had with the Lords about their Lordships Amendments to the Bill, *For the better securing the Liberty of the Subject, and for preventing of Imprisonments beyond the Seas*, do withdraw, and prepare Reasons to be offered at a Conference, to be had with the Lords, Why this House do not agree with their Lordships, in several of their Amendments.

A Bill, *For preventing of it, being in the power of any particular Creditor, or smaller number of Creditors, of a Bankrupt, to obstruct the Compositions of the greater number*, was read the second time.

*Resolved, &c.*

That the Bill be Committed to

Mr. Papillon.

Mr. Alderman Love.

Mr. Dubois.

Sir Robert Peyton.



Sir Samuel Bernardiston.	Mr. Whorwood.
Mr. Pilkington.	Mr. Parker.
Sir Thomas Mompeyson.	Mr. Boscawen.
Sir Robert Carr.	Mr. Thynn.
Sir Francis Winnington.	Sir Hugh Bethell.
Sir Nathaniel Herne.	Mr. Swinfen.
Sir John Hewley.	Sir Anthony Irby.
Serjeant Seyes.	Sir John Guyes.
Sir John Knight.	Sir Henry Ford.
Sir Patience Ward.	Sir Robert Clayton.
Mr. Partridge.	Sir Gervas Elwes.
Sir William Frankland.	Sir John Hotham.
Lord Cavendish.	Sir Richard Grabme.
Sir Henry Thompson.	Mr. Tulse.
Sir Thomas Player.	Sir John Banks.
Sir Thomas Lee.	Mr. Breman.
Mr. Nosworthy.	Mr. Alderman Backwell.
Collonel Legg.	Mr. Stocdale.
Mr. Bennet.	Collonel Tempest.
Sir Edward Norris.	Sir Robert Dillington.
Sir John Carew.	Mr. Levison Gower.
Collonel Deane.	Sir John Cope.
Mr. Renell.	Mr. Newland.
Mr. Buller.	Sir Richard Haddock.
Mr. White.	Mr. Wogan.
Mr. Trenchard.	Sir William Francklyn.
Mr. Colt.	And all the Members of

this House, that are Merchants, and the Gentlemen of the Long Robe; and they are to meet to morrow at three of the Clock in the Afternoon in the Speakers Chamber; and are impowred to send for Persons, Papers, and Records.

Ordered,

That Sir Hugh Bethell, Mr. Palmes,  
Be added to the Committee Appointed to Examine the Abuses and Exorbitances in the Post-Office.

And

*And then the House Adjourned till Seven of the Clock to Morrow Morning.*

*Sabbj 17<sup>o</sup>. die Maij, 1679.*

*Ordered,*

That the Chair-man of the Committee of Priviledges and Elections, do make a Special Report of the Miscarriages of Sheriffs, Mayors, and other Officers, concerned in the return of Members to serve in Parliament, as well in the Elections, that have been already Examined by the said Committee, as such as hereafter shall come before them.

*Ordered,*

That Mr. Speaker do Issue out his Warrant, to the Clerk of the Crown, for a New Writ, for the Electing of a Member, to serve in this present Parliament; for the Burrough of *Linington*, in the County of *Southampton*, in the room of *Bartholomew Bulkley* Esquire, Deceased.

A Bill, For Exporting of Cloath to Turkey, was read the second time.

*Resolved, &c.*

That the Bill be Committed to

Mr. Browne.

Sir Francis Winnington.

Mr. Dubois.

Mr. Alderman Love.

Sir Robert Carr.

Mr. Reynell.

Sir John Cloberry.

Sir John Hewley.

Sir James Long.

Sir George Downing.

Mr. Lewis.

Mr. Ouslow.

Mr. Pascawen.

Mr. Papillon.

Mr. Whorwood.

Sir Samuel Bernardiston,

Mr. Gold.

Mr. Pilkington.

Mr. Whitthead.

Mr. Upton.

Sir John Wynn.

Sir Gervas Ellwes.

*Mr. Williams.**Sir Robert Markham.**Sir Henry Ford.**Sir Gilbert Gerrard.**Mr. Treby.**Sir John Mallet.**Mr. Wright.**Sir Thomas Player.**Mr. Henley.*

And all the Members of this House, that are Merchants; and they are to meet on *Monday* next, at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Bill, For Naturalizing of Isaac Demons and others, was read the second time.

*Resolved, &c.*

That the Bill be Committed to

*Sir Robert Carr.**Sir John Cloberry.**Sir Francis Drake.**Sir Edmund Jennings.**Mr. Duboise.**Sir John Knight.**Sir William Ellis.**Sir Robert Eden.**Mr. Frewen.**Sir John Hewley.**Mr. Grey.**Sir Samuel Bernardiston.**Mr. Pilkington.**Sir Nathaniel Herne.**Sir John Hartopp.**Mr. Henley.**Sir Thomas Meres.**Sir John Hobart.**Mr. Alderman Love.**Mr. Rich.**Mr. Papillon.**Sir Trevor Williams.**Sir John Trevor.**Collonel Tempest.**Mr. Foley.**Mr. Manson.**Sir Thomas Stringer.**Mr. Colt.**Mr. Kinnaſon.**Serjeant Seyes.**Sir John Coriton.**Sir William Hickman.**Mr. Alderman Backwell.**Mr. Rushworth.**Mr. White.**Sir John Mallett.**Sir Patience Ward.**Sir Godfrey Copley.**Sir Ralph Dalavall.*

And all the Members of this House, that are of the Long Robe; and they are to meet on *Monday* next, in the Afternoon, at Three of the Clock in the Speakers Chamber; and are Impowred to send for Persons, Papers, and Records.

A Bill, To enable Joseph Cragg Esquire, to sell a certain Messuage, for payment of Legacies charged upon the same, was read the second time.

Resolved, &c.

That the Bill be Committed to

Serjeant Seyes.	Sir John Hewley.
Mr. Harbord.	Sir James Long.
Mr. Colt.	Mr. Foley.
Sir Edmund Jennings.	Collonel Tempest.
Sir Henry Ford.	Mr. Alderman Love.
Mr. Beake.	Sir John Knight.
Sir Francis Drake.	Sir Robert Eden.
Sir Nathaniel Herne.	Sir Hugh Cholmley.
Sir William Poultney.	Sir William Ellis.
Sir Stephen Fox.	Sir Richard Mason.
Mr. Evelin.	Mr. Onslow.
Sir William Roberts.	Mr. Lambert.
Sir William Francklin.	Mr. Wright.
Sir Anthony Irby.	Mr. Wogan.
Sir Hugh Owen.	Sir John Caryton.
Mr. Gresham.	Sir William More.
Sir William Hickman.	Mr. Forrester.
Sir William Franckland.	Sir Robert Markham.
Mr. Colt.	Sir Trevor Williams.
Mr. Williams.	Mr. Alderman Backwell.
Collonel Jefferies.	Sir Richard Cust.
Mr. May.	Mr. Frete.
Sir Peter Terrell.	Mr. Price.
Mr. Manson.	

And they are to meet on Monday next, at Three of the Clock in the Afternoon, in the Speaker's Chamber; and are impowered to send for Persons, Papers, and Records.

Ordered,

That the Committee appointed to Examine concerning the Miscarriages of the Navy, do inquire into the Miscarriages of the African Company; & report



port the same, with their Opinions therein, to the House.

And that Mr. *Pine*, and Mr. *Glyde*, and all the Members that serve for the Counties of *Devon* and *Cornwal*, be added to the said Committee.

Mr. Serjeant *Rigby* reports from the Committee, to whom the Bill *For Continuance of the Act against the Importing of Cattle from Ireland, and other Parts beyond the Seas*, was Committed; several Amendments, and a Clause agreed upon by the Committee, to be added to the Bill: which he read in his place, and afterwards delivered the same in, at the Clerk's Table; where the same was twice read, and upon the Question, severally agreed. Two Clauses; The One, *For prohibiting of Mutton*; and the Other, *For prohibiting of Butter from Ireland*, were read; and some Amendments made at the Table, and upon the Question agreed to.

*Resolved, &c.*

That the said Bill, with the Amendments and Clauses, be Ingrossed.

The Lord *Cavendish* acquaints the House, That His Majesty having been attended to know his Pleasure, when this House may wait upon him with the Address, agreed upon on *Wednesday* last; had appointed *Monday*, at *Three* of the Clock in the Afternoon, for this House to attend Him in the *Banqueting-House*.

*Ordered,*

That the several Reports from the Committee of *Priviledges* and *Elections*, be made on *Wednesday* Morning next.

Sir *John Trevor* reports from the Committee appointed to joyn with the Committee of Lords, to consider of Propositions, and Circumstances, relating to the Tryals of the Lords in the *Tower*; That the Lords had Communicated to the Committee,

certain Proceedings of the House of Lords; which he read in his place, *in hac verba.*

16<sup>o</sup>. Maij, 1679.

**R**esolved by the Lords Spiritual and Temporal, in Parliament Assembled: That Thursday next being appointed to begin the Tryals of the Five Lords in the Tower; (*viz.*) the Earl of Powis, Lord Viscount Stafford, Lord Petre, Lord Arundel of Wardour, and Lord Bellasis.

After which Resolution passed, the Lords Spiritual asked the Leave of the House, that they might withdraw themselves from the Tryals of the said Lords, with the Liberty of entring their usual Protestations. And that the Committee of this House did desire the Direction of the House, how they should proceed therein; and the Matter being debated.

*Resolved, &c.*

That it be given as an Instruction to the said Committee, to insist upon the former Vote of this House; That the Lords Spiritual ought not to have any Vote, in any Proceedings against the Lords in the Tower. And when that Matter shall be settled, and the Method of Proceedings adjusted, this House shall then be ready to proceed upon the Tryal of the Earl of Danby; against whom, this House hath already demanded Judgment: and afterwards, to the Tryals of the other Five Lords in the Tower.

*And then the House Adjourned  
till Monday Morning, Seven  
of the Clock.*

Lune 19<sup>o</sup> die Maij, 1679.

**A**N Ingross Bill For Exportation of Leather, was read a third time.

*Resolved, &c.*

That the Bill do pass, and that the Title be, *An Act for Reviving and Continuing of a Former Act, Intituled, An Act for giving Leave to Buy and Export Leather, and Skins Tanned or Dressed: And that Sir Robert Markham do carry up the same to the Lords for their Concurrence.*

The House being informed from the Committee, to whom it was (amongst other things) referred, to Examine into the Miscarriages of the *Navy*; That the Committee had taken some of the Matters to them, referred into their Consideration, and were ready for a Report therein: And it being moved, that the House would appoint some short time for receiving of the said Report, in regard several of the Witnesses will suddenly go beyond the Seas.

*Ordered,*

That the Report from the Committee, appointed to Examine into the Miscarriages of His *Majesties Navy*, be received to Morrow-morning, at Ten of the Clock; and that the Officers of His *Majesties Navy*, and the Witnesses concerned therein, do then attend.

Sir Thomas Clargis reports from the Committee, to whom the Bill sent from the Lords, Entituled, *An Act for freeing the City of London, and Places adjacent, from Popish Inhabitants*, was committed: several Amendments agreed upon by the Committee; which he read in his place, and afterwards delivered the same in, at the Clerk's Table; where the same were twice read; and with some Amendments

ments made at the Table, upon the Question, severally agreed to.

*Resolved, &c.*

That the Bill, with the Amendments, be read a third time on *Wednesday-Morning* next.

*Ordered,*

That Mr. *Treby* do make a Report of the Abstract of such Letters and Papers, in the Custody of the Committee of Secresy, as concerns the Duke of *York*, relating to the present *Plot*, to *Morrow-morning*, at Ten of the Clock: And that the Bill *For Disabling the said Duke of York, to Inherit the Imperial Crown of this Realm*, be then read a second time.

A Message from the Lords, by Sir *Samuel Clark*, and Sir *Miles Cook*,

Mr. *Speaker*.

The Lords have commanded us to acquaint you, That they have agreed to Two Bills sent up from this House: The One, Entituled, *An Act for the Sale of the Lands, late of Charles Dale, of the County of Rutland, Esq; Deceased; for the Payment of his Debts, and Provision for his Daughters and Co-heirs*: The Other, Entituled, *An Act for Ingrossing of the Records of Fines, burnt or lost in the late Fire in the Temple*; without any Amendments.

*Ordered,*

That Mr. *Norborne* have Leave to go into the Country.

*And then the House Adjourned till Half an Hour after Two of the Clock in the Afternoon.*

*Post Meridiem.*

THE House met, in order to attend His Majesty with the Address, agreed to on *Wednesday* last. *And*



*And then the House Adjourned till to  
morrow morning, Seven of the Clock.*

*Martis 20<sup>o</sup>. die Maij, 1679.*

*Ordered,*

**T**hat a Bill be brought in, to continue the Act, For  
providing necessary Carriages for his Majesty, in  
his Royal Progress & Removals: And it is referred to

Sir Richard Mason. Mr. Papillon.

Mr. Pilkington.

Sir John Trevor.

Sir Robert Peyton.

Sir William Poultney.

Sir Thomas Bide.

Or any Two of them, to

draw up, and prepare the same.

A Bill For Annexing Tangire to the Imperial Crown  
of England, was read the first time.

*Resolved, &c.*

That the Bill be read a second time.

*Ordered,*

That Sir Hugh Smith have Leave to go into the  
Country, for a Fortnight.

*Ordered,*

That Doctor Jacob have Leave to go into the  
Country, untill Monday next.

A Bill For the better Incouragement of Woollen-Ma-  
nufacture, by the General Wearing thereof, was read  
the first time.

*Resolved, &c.*

That the Bill be read a second time to Morrow-  
morning.

*Ordered,*

That the Miscarriages in the Elections for the  
Counties of Norfolk and Leiceſter, be taken into  
Conſideration on Saturday next.

*Ordered,*

That a Message be ſent to the Lords, concerning  
the

the Condemned *Popish* Priests, sent for up from the several County-Goals, by Order of their Lordships. And that

Sir *William Francklin*. Mr. *Colt*. and  
Mr. *Boscawen*. Sir *Thomas Clargis*.

Do with-daw, and prepare the said Message.

Mr. *Harbord* reports from the Committee, to whom it was (amongst other things) referred, to Examine into the Miscarriages of His *Majesties* Navy; That the Committee had taken some of the Matters to them referred, into their Consideration; and had agreed upon a Report to be made thereof, to the House; which he read in his place: And several Persons being called in, to the Bar of the House; and having owned the Informations, which they had given in writing to the said Committee: which said Informations, were likewise read; and the said Report, and Informations, being delivered in at the Clerk's Table, were there again read.

Ordered,

That Mr. *Pepys*, and Sir *Anthony Dean*, be Committed to the Custody of the *Serjeant at Arms*, attending this House.

Ordered,

That the Matter of the Report this Day made, be further Examined at the Bar of the House, on *Thursday* next.

Ordered,

That the Committee appointed to Examine into the Miscarriages of the Navy, do draw up the Heads of the Matters this Day reported; which relates to Mr. *Pepys*, and Sir *Anthony Dean*.

Ordered,

That the *Serjeant at Arms* do attend to Morrow-morning, at the Admiralty, with Mr. *Pepys*.

Ordered,

Ordered,

That the Reports from the Committee of Privileges, and Elections, be made on *Fryday* next.

Ordered,

That the Bill *For Disabling the Duke of York, to Inherit the Imperial Crown of this Realm*, be read a second time to Morrow-morning at Ten of the Clock: And that Mr. Treby do make an Abstract of such Letters and Papers, in the Custody of the Committee of Secresy, as concerns the Duke of York, relating to the present Plot, at the same time; no other Business intervening.

Mr. Speaker acquaints the House, That His Majesty having been Yesterday attended with the Address of this House, agreed to on *Wednesday* last; that His Majesty was pleased to Return this Gracious Answer.

Gentlemen,

**I** Thank You for Your Zeal for the Preservation of the Protestant Religion, and of My Person. And I assure You, I shall do what in Me lies, to secure the Protestant Religion; and am willing to do all such Things, as may tend to the Good and Benefit of My Subjects.

Ordered,

That Leave be given to Sir Robert Reeve, to go into the Country.

*And then the House Adjourned till to Morrow-morning, Seven of the Clock,*

*Mercuri*

*Mercurii 21. die Maii, 1679.*

**A** Bill for appointing certain times for the Coy-  
nage of Tynne in *Cornwall* was read the first  
time.

*Resolved, &c.*

That the Bill be read a second time.

A Bill for the better encouragement of the Wool-  
len Manufacture by the General wearing thereof,  
for certain Moneths in the year was read the second  
time.

*Resolved, &c.*

That the Bill be committed to

<i>Mr. Gold.</i>	<i>Mr. Burdet.</i>
<i>Mr. White.</i>	<i>Sir Edmond Jennings.</i>
<i>Sir Robert Dillington.</i>	<i>Sir Walter Clargis.</i>
<i>Sir Trevor Williams.</i>	<i>Mr. Pine.</i>
<i>Mr. Slater.</i>	<i>Mr. Trefusis.</i>
<i>Sir Joseph Tredinham.</i>	<i>Sir Tho. stringer.</i>
<i>Mr. Freake.</i>	<i>Mr. Penruddock.</i>
<i>Sir Richard Corbet.</i>	<i>Mr. Foley.</i>
<i>Sir George Downing.</i>	<i>Mr. Arth. Onslow.</i>
<i>Mr. Reynel.</i>	<i>Sir John Talbot.</i>
<i>Serjeant Seyes.</i>	<i>Mr. Whitehead.</i>
<i>Sir Richard Head.</i>	<i>Mr. Richard Onslow.</i>
<i>Mr. Wright.</i>	<i>Mr. Bockland.</i>
<i>Mr. Papillon.</i>	<i>Sir John Trevor.</i>
<i>Sir Phillip Egerton.</i>	<i>Mr. Gwynn.</i>
<i>Mr. Enies.</i>	<i>Mr. Colt.</i>
<i>Mr. Henley.</i>	<i>Mr. Ayliffe.</i>
<i>Sir James Oxenden.</i>	<i>Sir Robert Carr.</i>
<i>Mr. Thistlethwaite.</i>	<i>Mr. Evelyn.</i>
<i>Sir Thomas Bide.</i>	<i>Mr. Deane.</i>
<i>Major Broxholme.</i>	<i>Mr. Saint John.</i>

T

Sir



*Sir Anth. Irby.**Sir John Dorrell.**Sir William Estcourt.**Lord Fairfax.**Sir John Hewley.**Mr. Bramen.*

And they are to meet this Afternoon at three of the Clock in the Speakers Chamber.

A Petition of Doctor *John Hilliard*, in the Custody of the Serjeant at Arms was read, whereby he acknowledges his offence, begs the pardon of the House, and prayes to be discharged from his Confinement.

*Ordered,*

That the said Doctor *John Hilliard* be discharged from his Confinement to the Serjeant at Arms, paying his Fees.

*Ordered,*

That the said Doctor *John Hilliard* do attend this House, when the miscarriages in the election of Knights of the Shire, for the County of *Norfolke*, shall be taken into consideration.

*Ordered,*

That Mr. *Apprew* have leave to go into the Country.

A Bill for the continuance of an Act intituled an Act for the better regulating of the manufacture of broad Woollen-cloth within the West riding in the County of *York* was read the first time.

*Resolved, &c.*

That the Bill be read a second time; an ingross Bill sent from the Lords intituled an Act for freeing the City of *London* and parts adjacent from Popish Inhabitants with the amendments was read the third time.

A clause being tendred and thrice read, touching penalties to be inflicted on the Justices of the Peace, and other Officers neglecting their duty, was with some

the amendments made at the Table, upon the Question agreed.

An other clause for pleading the General issue not guilty to any Action brought upon this Act, was likewise read and thrice read, and upon the Question agreed.

*Resolved, &c.*

That the Bill with the amendments and clauses agreed do pass, and that the title be an Act for freeing of the City of *London* and parts adjacent from Popish Inhabitants, and providing against other dangers which may arise from Papists; and that Sir *Thomas Clerke* do carry back the said Bill with the amendments, to the Lords for their concurrence.

Mr. *Treby* Reports from the Committee of Secrecy appointed to prepare evidence against the Lords in the Tower, and to prepare and draw an abstract of such matters as concerns the Duke of *York*, relating to the present Plot, contained in such Letters, Papers, and Writings, as they have in their Custody; several matters contained in the said Letters, and Papers, which he read to the House.

A Bill for disabling the Duke of *York*, to inherit the Imperial Crown of this Realm, was read the second time.

The Question being put that the Bill be committed.

The House divided.

The Yeas go forth.

Yellers	{ Sir <i>Robert Peyton</i> ---	{ for the Yeas 207.
	{ Mr. <i>Hamden</i> ---	
Yellers	{ Lord <i>Ancrum</i> ---	{ for the Noes 128.
	{ Mr. <i>Thynn</i> ---	

And so it was resolved in the affirmative.

*Resolved, &c.*

T 2

That

That the Bill be Committed to a Committee of the whole House.

*Resolved, &c.*

That this House will on *Fryday* Morning next at Ten of the Clock, resolve it self into a Committee of the whole House, to proceed in the consideration of the Bill for disabling the Duke of *York*, to Inherit the Imperial Crown of this Realm.

*Ordered,*

That the Committee appointed to examine into the miscarriages of His Majesties Navy, be impou-  
red to examine the Matter of Fact, and report the same with their opinions therein to the House.

*Ordered,*

That all Committees be Revived, and do sit this Afternoon in the places formerly appointed.

*And then the House Adjourned  
till Seven of the Clock to mor-  
row Morning.*

*Foris 22. die Maij, 1679.*

A Bill for appointing certain times for Coynage of Tynn in *Cornwall* was read a second time.

*Resolved, &c.*

That the Bill be committed upon the debate of the House to

Mr. *Buscaven*.  
Sir *Francis Drake*.  
Mr. *Dubois*.  
Mr. *Reynell*.  
Sir *John Corriton*.  
Sir *Gervas Elwes*.  
Sir *Nathanael Herne*.  
Mr. *Pilkington*.

Mr. *Trehy*.  
Sir *Richard Corbett*.  
Sir *William Pultney*.  
Mr. *Ayliffe*.  
Mr. *Hardbord*.  
Sir *Hen Ford*.  
Sir *Robert Carr*.  
Sir *John Carew*.

Sir John Inight.	Sir George Downing.
Mr. Papillon.	Sir Robert Peyton.
Mr. Alderman Love.	Sir John Cloberry.
Sir Francis Rolles.	Sir Charles Harbord.
Sir John Trevor.	Mr. Nosworthy.
Mr. Wright.	Mr. Williams.
Mr. Guy.	Sir Henry Hewley.

And all the Members of this House that serve for the Counties of *Cornwall* and *Devon*; and all the Merchants, and they are to meet to Morrow at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Complaint being made of a Breach of privilege committed upon Sir *William Blacket* a Member of this House, by certain Persons who entred upon his possession by order of *Humphrey Wharvon* Esquire, another Member of this House.

Ordered,

That a Committee be appointed to examine the matter of the Complaint, and to state the matter of Fact, and to report the same, with their opinions therein to the House. And it is referred to

Sir John Hewley.	Sir Robert Carr.
Sir Christ. Musgrave.	Sir Anthony Irby
Sir John Knight.	Mr. Alderman Love.
Mr. Sacheverell.	Mr. Dubois.
Sir John Otway.	Mr. Papillon.
Mr. Buscawen.	Col. Titus.
Sir Robert Peyton.	Sir John Trevor.
Mr. Williams.	Sir Joseph Williamson.
Mr. Foley.	Mr. Colt.
Sir Robert Clayton.	Sir Edmund Jennings.
Mr. Swinfen.	Mr. Pilkington.
Sir William Franklin.	Sir Francis Drake.
Mr. Reynel.	Sir Gervas Elwes.
Sir Thomas Stringer.	Sir John Cloberry.
Mr. Lisle.	

And



And all the Members that serve for the Five Northern Countries (*viz.*) *York, Northumberland, Cumberland, Westmorland, and Durham*, and they are to meet this Afternoon at three of the Clock in the Speakers Chamber, and are impoured to send for Persons, Papers, and Records.

A Petition of *John Parkhurst* Esquire, a Member of this House against the said *Humphrey Whorton* Esquire, complaining that the said Mr. *Whorton* refuseth to pay the Ninth Lot of Lead Oar, which he is obliged to do by vertue of a late Act of Parliament, and a grant from the Bishop of *Durham* to the Petitioner was read.

*Ordered,*

That the said Petition be referred to the consideration of the former Committee to examine the matter thereof, and report the same with their opinions therein to the House.

*Ordered,*

That Sir *Walter Ernle* have leave to go into the Country for Fourteen days.

*Ordered,*

That Mr. *Hardbord*, Lord *Scudamore*, Mr. *Deane*, and Mr. *Goodwin*, have leave to go into the Country.

*Ordered,*

That Mr. *Jermyn* have leave to go into the Country till *Tuesday* next.

*Ordered,*

That leave be given to Sir *George Downing*, to bring in a Bill for the more easie taking the Oaths mentioned in the Act for burying in Woollen.

*Ordered,*

That Sir *Tho. Clargis* do go up to the Lords, to desire a free conference with their Lordships, concerning the amendments made by their Lordships, to the Bill

Bill for better securing the liberty of the Subject,  
and for preventing of Imprisonments beyond the  
Seas.

Sir *William Franklin* reports from the Committee,  
appointed to draw up and prepare a message to be  
sent to the Lords concerning the Popish Priests con-  
demned in the circuits.

That the Committee had agreed upon a Message  
to be reported to the House, which he read in his  
place, and afterwards delivered the same in at the  
Clerks Table, where the same was again read and is  
as followeth, the House of Commons having made  
an humble address to His Majesty, that he would  
please to give order to the Judges to issue out their  
Warrants, for the executing the several Popish  
Priests, condemned in the several Circuits. And  
His Majesty having been graciously pleased to sig-  
nifie to the House of Commons, that your Lordships  
have sent for them in order ( as he conceived ) to  
some Examinations. And the House of Commons  
being also informed that the said Priests have by  
order from your Lordships, not only been brought  
out of the several Countries where they were Con-  
demned, but continued yet in *Newgate* and other  
Prisons, in or about the Cities of *London* and *West-*  
*minster*, by reason whereof the Execution of the  
Sentence pronounced upon them is still delayed,  
do desire your Lordships that the said Priests may  
be forthwith remanded, that so they may be execu-  
ted according to the Judgments passed upon them.

*Ordered,*

That Sir *William Franklin* do carry up the said  
Message to the Lords, and do remind their Lord-  
ships of an address concerning the Militia, to which  
their Lordships have agreed, and which is not yet  
presented to His Majesty.

T 4

*Ordered,*

Ordered,

That Sir *John Dorrel* have leave to attend at the Counsel Board, to give his Testimony in a Cause between Sir *Richard Beach*, and Mr. *Phineas Pet.*

A Petition of *John Willson* Esq; setting forth, that whereas he is now in Custody of the Serjeant at Armes by Order of this House, Grounded upon an Information, that the Petitioner should say, this Parliament is no Parliament, whereof he is in no sort Guilty, as he hopes will appear by a Certificate Annexed under the Hands of Eight Justices of the Peace of the North-riding of the County of *York*, who were present when the said words were supposed to have been spoken, and therefore prays to be restored to his Liberty, was read. A Petition of *Roger Beckwith* Esq; setting forth, that he is now in Custody by Order of this House, Grounded upon the like Information, of which he is not Guilty, and hopes my Innocency will appear by the said Certificate, and therefore to be restored to Liberty, was read. A Petition under the Hands of Eight Justices of the Peace, of the North-riding of the County of *York*, certifying that they were all present at the Sessions at *Twirske*, the First of *May* 1679. when *John Willson* Esq; being desired to give his opinion, whether the Act for Settlement of the Poor, 14. *Car.* 2d. which was to contain to the First Session of the next Parliament was still in Force, to which he Answered, it was doubtful in Regard they had not yet made any Act, and is not a Parliament in Law, because no Record remaines of it, and that neither *John Willson* nor *Roger Beckwith*, did then speak any words Derogatory to the Parliament, was likewise read.

Ordered,

Ordered,

That *John Willson* and *Roger Beckwith* Esquires, be discharged from the custody of the Serjeant at Armes, paying their Fees.

Ordered,

That the Bill Prohibiting the Importation of *Irish Cattle* be read a Third time, to Morrow Morning the first busiuefs.

Mr. *Harbord* reports from the Committee appointed to examine into the miscarriages of His Majesties Navy, an Abstract of the Complaint against Sir *Anthony Deane* Mr. *Samuel Pepys* and Partners, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth.

An Abstract of the Complaint against Sir *Anthony Deane* and Partners. That Sir *Anthony Deane*, *Hugh Salisbury* and *John Moor*, being all then Officers of His Majesties Yard at *Portsmouth*, did in the year 1673. cause the Hunter Sloop to be equipped out of His Majesties Stores there, and by the favor of Mr. *Pepys* Secretary to the Admiralty, procured a Commission of Reprizal for one Captain *Moone*, to whom they gave the Command of the said Vessel. And accordingly the said *Moone* did perfect his Indenture with His Majesties Store-keeper of the said Yard, and Signed a Bond of a Thousand pound, acknowledging the persons abovenamed to be Owners of the said Vessel, and to be accountable to them for such prizes as he should take. That the said Captain *Moone* Sailed with the said Vessel to *Dover*, and then received a Letter from Sir *Anthony Deane*, directing him to Sail with the said Vessel to *Dunkirk* or *Callis*, and get her made Free of one of those



those places, and there likewise to get a Commission from the *French King* against the *Dutch*, and that what Money he should expend in the doing thereof, Sir *Anthony Deane* would repay him.

That Captain *Moone* being sensible of the Injustice of the said design, refused to take the Command of the said Vessel any longer, and laid her up at *Dover*. That the said Captain *Moone* shortly after being at *Dunkirk*, did see the *Hunter Sloop* aforesaid, then Commanded by Captain *Thomas Swaine*, bring up there the *Catharine* of *London* as Prize, having taken and Seized on her at Sea, notwithstanding she was a Free Ship of *England*, and belonged to His Majesties Subjects, of which the said Captain gave a present account to the Merchants of *London*, Owners and Freighters of the said *Catharine*, by the Pacquet Boat of *Callis*.

That during his being at *Callis*, there came over one *Balthazar St. Michael*, in one of His Majesties Yachts, one of the Owners of the said Ship *Hunter*, and His Majesties Prick-Master at *Deal*, in order to his taking his Journey to *Paris* with Instructions and Letters, one of which was from the *French Ambassador*, to get the said Ship *Catharine* Condemned as prize, notwithstanding, that he knew that it had been proved before His Majesty and Counsel, that the said Ship belonged to His Majesties Subjects, and that His Majesty had writ to his Ambassador in *France*, to use his Interest and Credit in that Court, to get the said Ship the *Catharine* Discharged, and restored to his Subjects to whom she belonged.

That the said *St. Michel* prevailed accordingly at the *French Court*, and got the said Ship and Goods Re-seized, which by the Interposition of  
His

His Majesties Ambassador, had been adjudged by the French Admiralty to belong to His Majesties Subjects, and an Order granted for the Discharging of her accordingly.

That the said Captain *Moone*, after he had quitted the Command of the said *Hunter Sloop*, heard *Thomas Swaine* then Commander of her say, That he received his Provisions for the Victualling of the said Sloop, from His Majesties Victualler at *Dover*.

That the said Captain *Moone* being Captain of a small Vessel, and coming in her Laden from *Spain*, being bound for *Rotterdam*, put in at the *Cowes*, where Sir *Anthony Deane* and *John Moor* aforesaid, caused him to be prest to be Pilot of the *Norwich Frigate*, where he continued accordingly on Board for the space of Eight days, till by Two Boats he was carried on Shore by violence, and there by the Soldiers of that Garrison carried to Prison, where the said Sir *Anthony Deane* laid an Action of Two thousand pounds upon him, and within half an hour after his coming into the said Prison, the Jaylor clapt an Iron Shackle Rivetted in with an elvich Hammer on his Right Leg, which said Irons being very streight, caused his Leg to swell so much, that he grew lame all of his right side, and was forced to go on Crutches for the space of Five Months, and after (having continued Six Months in the said Goal) he was removed thence by a *Habeas Corpus* into the *Kings-Bench*, where he remained for the space of Three years, till Discharged thence by the Act of Parliament.

And it appears plainly, not only by the Petition presented to this House, of Mr. *Samuel Lamos*, *Francis Torrence*, *Joseph Bateman*, and divers others Merchants

Merchants of *London*, and by the state of their case, both which they have acknowledged to be true at the Barr of the House of Commons; but also by their Petitions to His Majesty in Counsel; setting forth that Matter and the several Orders and Directions, His Majesty out of his great Goodness and Justice to his Subjects, was pleased to grant thereupon from time to time, not only condemning the Piratical proceedings of the said *St. Michael*, Captain *Swaine*, and Accomplices. For which the said *St. Michael* was Committed to the Tower, but by his directions to his Ambassador in *France*, to get the said Ship and Goods releas'd and restored to the said Merchants; which was accordingly done; which said Piratical proceedings was to the damage of the Owners and Merchants to the value of Five thousand pounds, and might have been the occasion of a War between His Majesty and the States General, it being directly contrary to the Articles of Peace made between them.

An Abstract of the Complaint against Mr. *Samuel Pepys* and Sir *Anthony Deane*.

That the said Mr. *Pepys* and Sir *Anthony Deane*, did in Conspiracy together, cause Mapps and Sea Journals to be made, one of them mentioning Captain *Mundens's* Voyage to *St. Helena*, some Draughts of His Majesties best built Ships, and some Modells of Ships, and Fourteen sheets of Paper closely written, containing an Account in what manner the Navy and Admiralty were governed in *England*; as also of the number of the Kings Ships, their several Ages, and their Condition: As also divers other Treasonable Matters, making first of all, Discovery of the State and condition of His Majesties Navy; how and by what means many of the English Seamen may be drawn in the French

Service:

Service : The weakness of those places where His Majesty had Ships usually lay : The great want of Stores, and a Description of our principal Rivers, and of our several Forts, Garrisons, and of the Isle of Wight : All which said Mapps, Journals, Modells, and Descriptions afore said, the said Sir Anthony Deane is accused to have carried over into France with him, in the Year 1675. and to have delivered to the Marquess of Sighelay, then Secretary of the Admiralty in France in order to their Detestable Design and Plot contrived by the Papists, for the Destruction of His Majesties Royal Person, Overthrowing of the Laws of this Realm, and Extirpation of the Protestant Religion, in all probability it appearing, by some Examinations taken by the Committee to whom this Matter was referred; that the said Mr. Pepys is either a Papist himself, or a great Favourer of that party, as appears at large by several Informations, to which the Committee refer themselves.

Sir Thomas Clarges acquaints the House that the Lords had agreed to a present free conference in the Painted Chamber, concerning the Amendments to the Bill for securing the Liberty of the Subject, and preventing Imprisonment beyond the Seas.

Ordered,

That the Members that managed the last Conference had with the Lords touching the said Amendments, do attend and manage this free Conference.

Ordered,

That a Committee be appointed to Inspect The Lords Journalls, and take an account thereof of all proceedings, relating as well to the Impeachment against the Earl of Danby, as the Impeachment against the other Lords in the Tower. And it is referred to

Mr. Ham-



*Mr. Hamden.**Mr. Foley.**Sir Richard Cust.**Mr. Swinfen.**Sir William Coventry.**Mr. Bosfawen.**Mr. Beake.**Sir John Hewley.**Sir Richard Head.**Sir Robert Peyton.**Sir John Mallet.*

*Or any three of them, to give an account thereof to the House to morrow Morning.*

*Ordered;*

That a Committee be appointed to Inspect the Journalls of this House, and take an account there, out of all proceedings, relating as well to the Impeachment against the Earl of *Danby*, as the Impeachments against the other Lords in the *Tower*. And it is referred to

*Sir Thomas Littleton.**Serjeant Rigby.**Mr. Sacheverell.**Sir John Knight.**Sir Francis Russell.**Sir Francis Drake.**Serjeant Seyes.**Mr. Bennet.**Mr. Papillon.**Mr. Dubois.**Sir Christ. Musgrave.**Sir Robert Peyton.**Mr. Trenchard.**Sir John Mallet.**Sir Edward Deering.*

*Or any three of them, to give an account thereof to the House to morrow Morning.*

A Messuage from the Lords by *Sir John Coell* and *Sir Timothy Baldwin*.

*Mr. Speaker:*

The Lords have commanded us to acquaint you with an Order of their House (*viz.*)

*Die Mar*

*Die Martis 20<sup>o</sup> Maii 1679.*

**I**T is this day Ordered by the Lords Spiritual and Temporal in Parliament Assembled; That *Tuesday* next being the Twenty seventh of this instant *May*, be appointed for the Tryall of the five Lords now Prisoners in the *Tower* (viz.) *William* Earl of *Powis*, *William* Viscount *Stafford*, *William* Lord *Petre*, *Henry* Lord *Arundell* of *Wardour*, and *John* Lord *Bellasis*. And also to acquaint this House that His Majesty had appointed three of the Clock to morrow in the Afternoon for both Houses to attend him in the Banquetting-House, with the Address concerning the *Militia*. The House then took into consideration, the Report this day, made of the Complaint against Sir *Anthony Deane* and Mr. *Pepys*.

Captain *Moone* being called in to the Barr of the House, did own a Letter which he had received from Sir *Anthony Deane*; which was read to the House: And also an Inventory of Tackle, Goods and Apparell delivered on Board the *Hunter-Sloop*, which was likewise read to the House.

*Ordered,*

That Sir *Anthony Deane* and Mr. *Samuel Pepys*, be sent to the Prison of the *Tower*, and that Mr. *Speaker* do Issue out his Warrant accordingly.

*Ordered,*

That Mr. *Attorney Generall* be directed forthwith to prosecute Sir *Anthony Deane*, Mr. *Samuel Pepys*, Monsieur St. *Michael*, *John Moore*, Captain *Thomas Swaine*, and *Francis Wason*, for the Crimes objected against them: And that Mr. *Harbord* do acquaint

quaint Mr. *Attorney General*, with the Evidence relating thereunto.

*Ordered,*

That this House will to morrow morning at eight of the Clock, take into Consideration the Mesluage sent from the Lords.

*Ordered,*

That the Committee appointed to Inspect the Journals of the Lords, and the Journals of this House, touching the proceedings of the Impeachments against the Lords in the *Tower*; do also take an account there, out of the proceedings of the Bill against the Earl of *Danby*.

*And then the House Adjourned till to morrow morning Seven of the Clock.*

*Veneris 23<sup>o</sup> die Maii 1679.*

A Complaint being made of a breach of Priviledge committed against the Honorable *Edward Lord Morpeth*, a Member of this House, by *William Tallentire*, by stopping up a Way belonging to the said Lord *Morpeth*; and speaking contemptuous words, and in proceeding at Law to try the right of the said Way during the sitting and priviledge of Parliament.

*Ordered,*

That the said *William Tallentire* be sent for in Custody of the Serjeant at Arms, attending this House for his breach of Priviledge committed against the Lord *Morpeth*; and that all proceedings at Law touching the Right of the said Way, be stayed, and that notice thereof be given to the said *Tallentire's* Attorney at Law.

*Ordered,*

Ordered,

That the Committee to whom the Bill for Exporting Cloth to *Turkey*, stands committed, be Revived, and do sit this Afternoon in the place formerly appointed; and the Members that serve for the County of *Worcester, Gloucester, W. lts, Somerset, and York*, be added to the said Committee; and all that come are to have Voices.

A Bill for the more easier taking the Oaths mentioned in an Act for Burying in Woollen, was read the first time.

Resolved, &c.

That the Bill be read a second time.

Sir *William Frankland* Reports from the Committee, to whom the Bill for the more easy Collecting the duty of *Hearth money* was committed: Several Amendments agreed upon by the Committee, to be made to the said Bill, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were twice read, and upon the Question severally agreed too.

Resolved, &c.

That the Bill with the Amendments, agreed to be Ingrossed.

Ordered,

That *Major Austin* have leave to go into the Country.

Ordered,

That the Reports that are now ready to be made from the Committee of Privileges and Elections, be made to morrow morning the first business.

*Mr. Hamden* Reports from the Committee appointed to inspect the Journals of the Lords: A Report agreed upon by the Committee to be made to the House of all the proceedings, relating as well to the Impeachment and Bill against the Earl of



*Danby*, as to the Impeachment against the other Lords in the *Tower*; which he read to the House.

The House being informed that *Sir Stephen Fox* had paid several summs of Money to some of the Members of the last Parliament, and that he has Books of Accounts to evidence the same.

*Ordered,*

That *Sir Stephen Fox* be immediatly sent for to attend this House, and do bring with him, all the Books and Papers of Accounts of any Monies that he has paid to any Members of the last Parliament, and others, for keeping of publick Tables; and that *Sir John Hotham*, *Sir Robert Peyton*, and *Sir John Holman*, do acquaint him with this Order.

*Mr. Papillon* Reports from the Committee appointed to inspect the Journals of this House; a Report agreed upon by the Committee to be made to the House, of all the proceedings, relating as well to the Impeachment and Bill against the Earl of *Danby*, as to the Impeachments against the other Lords in the *Tower*; which he read to the House.

*Ordered,*

That *Sir Stephen Fox* do forthwith produce to this House, his Leiger Book, Cash Book, and Journal, and his Receipts for Money by him paid for Secret Services; and that *Sir John Hotham*, *Sir Robert Peyton*, and *Sir John Holman*, do accompany the said *Sir Stephen Fox*, and that he is enjoyned not to go out of the company of the said Members before they return to the House.

*Ordered,*

That no Members depart the Service of this House, untill *Sir Stephen Fox* and the other Members do return.

*Ordered,*

That *Sir Francis Winnington* do to morrow mor-

ing make a Report of the Informations given to the Committee of Secrecy; touching Money paid for Secret Service to the Members of the last Parliament.

Sir *John Trevor* Reports from the Committee appointed to joyn with the Committee of the House of Lords; to consider of propositions and circumstances relating to the Trial of the Lords in the Tower.

That the Lords had communicated to the Committee of this House a Paper, containing several circumstances relating to the Trials upon the Impeachments; which he read in his place, *in hac reba.*

That the Earl of *Powis* Viscount *Stafford*, Lord *Petre*, Lord *Arandel* of Wardour, and Lord *Belasis*, and every one of them; who are to be brought to their Trial in *Westminster hall*, shall have Warrants for such Witnesses as will not come without (Affidavit being first made thereof) excepting such as are Members of the House of Commons, and such Persons as stand charged with the same Treason as the said Lords are charged with. And that such Witnesses as any of the said Lords shall produce at their respective Trials, for their defence shall not be examined upon Oath, in their case but may be examined upon Oath, if the Members of the House of Commons do desire it on their behalf, and if the said Lords, or any of them do re-examine the said Witnesses, it is to be upon the same Oath.

That the Lieutenant of the Tower is to return the Warrant of this House.

That the said Lords being brought to the Bar by the Lieutenant of the Tower, are to kneel until the Lord High Steward commands them to arise, and

then he is to let them know, that they are this day to Answer to the accusation of High-Treason, wherewithal they stand charged in the Name of the Commons now assembled in Parliament, and in the Name of all the Commons of *England*, and that this day they are to receive their Trials for their Lives.

That the whole Impeachment against them is to be read and then their answers, which being done, the Lord High Steward is to tell the Commons, that now they may go on with their Evidence.

Then the Lord High Steward is to declare, that now the Court is proceeding to hear the evidence, and desire the Peers to give attention. If the said Lords shall demand Counsel, the Lord High Steward is to let them know that during the time, that the Members of the Commons do manage their evidence in matter of Fact, they (the said Lords) are to use no Counsel.

If any of the Peers, the Members of the House of Commons that manage the evidence, or the Prisoners do desire to have any Question asked, they must desire the Lord High Steward to ask the Question, If any doubt doth arise at the Trial, no debate is to be in the Court, but the Question suspended to be debated in this House.

The Peers are to sit upon the Trial but once a day, and not to sit past two of the Clock.

The Members of the Commons to be set first before the Peers come.

None to be covered at the Trial but the Peers.

That a private place be made to put offenders safely in.

That the place between the Prisoners and the Woolfack be clear.

That such Peers at the Trial of the said Lord who

who at the instance of the Commons, shall be admitted Witnesses are to be Sworn at the Clerks Table, and the Lord High Steward to administer the Oath, and to deliver their Evidence in their own places.

Those Witnesses that are Commons are to be Sworn at the Bar by the Clerk, and are to deliver their Evidence there, The Oath which is to be given to the Witnesses is this.

The Evidence which you shall give in the Trial concerning the Five Lords Prisoners at the Bar, shall be the truth, the whole truth, and nothing but the truth, so help you God; and the Contents of this Book. The said Five Lords may cross examine Witnesses *viva voce* at the Bar.

That notice be given to the Lord Mayor, Aldermen and Sheriffs of the City of London, and likewise to the Deputy Lieutenants and Justices of Middlesex, and the Justices of the Peace of the City of Westminster, to take care for the safeguarding of the Gates and other places, thereby to prevent the concourse of People resorting to Westminster, during the time of the Trials of the said Lords.

*Ordered,*

By the Lords Spiritual and Temporal in Parliament assembled, that this Paper be committed to the Committee of the House of Commons, by the Lords Committee of this House.

John Brown Cleric.  
*Parliamentorum.*

Sir John Trevor reports that the Committee of Lords declared when they delivered the said Paper, that the Paper was delivered as proposals to be de-



bated, and not as an order or rule to bind the Commons.

And that the Committee of this House did declare, that they received the Paper only as proposals.

*Ordered,*

That Sir *Stephen Fox* do upon his memory name to the House such Members of the last Parliament, as he paid any Money to for secret service.

*And then the House Adjourned  
till Seven of the Clock to Mor-  
row Morning.*

*Sabb 24. die Maij, 1679.*

**A** Petition of several free holders of the County of *Norfolk*, and a mistake being therein in directing of the said Petition.

*Ordered,*

That the said Petition be withdrawn.

Sir *John Mallet* reports from the Committee, to whom the Bill for naturalizing of *Isaac Demons* and others, was committed, some amendments agreed upon by the Committee, to be made by the said Bill which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same were again twice read, and upon the Question severally agreed to.

*Resolved, &c.*

That the said Bill with the Amendments be ingroft.

*Resolved, &c.*

That the Committee appointed to joyn with the Committee of Lords, do insist upon their former instructions and do give no Answer to the Propositions

ons Yesterday made by the Lords, until they have made an Answer for adjusting the propositions already made to their Lordships by the Committee of this House.

*Resolved, &c.*

That an Answer be returned to the last message of the House of Peers, touching their appointment of the Trial of the Five Lords in the Tower, to be on *Tuesday* next, with reasons why this House cannot proceed to the Trial of those Five Lords, before Judgment given upon the Earl of *Danby's* Plea of his pardon, and the point of the Bishops not voting in any proceedings upon Impeachments for Capital Offences be settled, and the methods of proceedings adjusted, and that a Committee be appointed to draw up those Reasons. And it is referred to

Mr. *Sacheverel.*

Mr. *Garraway.*

Mr. *Foley.*

Sir *Christoph. Musgrave.*

Mr. *Treby.*

Mr. *Trenchard.*

Mr. *Thomas Lee.*

Sir *Robert Peyton.*

Sir *Eliab Harvy.*

Mr. *Hamden.*

Mr. *Dubois.*

Sir *Richard Cust.*

Mr. *Papillon.*

Sir *John Knight.*

Sir *Francis Winnington.*

Sir *William Coventry.*

Sir *John Hewley.*

Mr. *Swinfen.*

Mr. *Rushworth.*

Mr. *Williams.*

Mr. *Vaughan.*

Mr. *Reynal.*

Mr. *Powle.*

Mr. *Pelham.*

Sir *John Trevor.*

Or any Three of them.

*Ordered,*

Sir *John Mallet*, Sir *Christopher Musgrave*, and Mr. *Wogan* do inspect the Journals of the Lords, and see what Votes and Orders were Yesterday made, concerning the Committee of Both Houses.

A Petition of Sir *Thomas Hare* *John Trinham* Esq;

and others on the behalf of themselves, and the Major part of the Free-Holders of the County of *Norfolk* was read, complaining of several rude and illegal practices, in Electing and returning of *Sir John Hobart* to serve in this present Parliament as Knight of the Shire, for the County of *Norfolk*, and the Petitioners, having in their Petition set forth, that by reason of the Printing and publishing of the Resolvers and Orders of this House, the Free-Holders of the said County were affrighted and terrified.

And a motion being made that the said Petition may be rejected, the same was upon the Question rejected.

*Sir John Trevor* reports from the Committee appointed to joyn with the Committee of the Lords, to consider of Propositions and Circumstances relating to the Tryals of the Lords in the Tower. That the Lords had Communicated to the Committee, a Vote of the House of Lords in *Hac verba*.

*Sir Francis Winnington* Reports from the Committee of Secrecy, several Informations given to the said Committee, of Moneys paid for secret service, to the Members of the last Parliament.

*Ordered,*

That *Mr. Knight*, living between the end of *Chancery-Lane* and *St. Dunstons Church*, be immediately Summoned to attend this House.

*Ordered,*

That *Sir Richard Wiseman* be immediately sent for to attend this House.

*Ordered,*

That *Sir Thomas Bide* have leave to go into the Country.

*Ordered,*

That

That Collonel *Whitley* being one of the Commissioners for Disbanding the Army, have leave to go and attend that Service.

*Ordered,*

That the Auditor of the Excise, or his Deputy, do bring in a List of all the Farmers of the Excise, to the year One thousand six hundred seventy two, and that the Members that serve for the City of *London*, do acquaint them with this Order.

*Ordered,*

That Mr. *Speaker* do issue out his Warrant, for the Summoning of such Witnesses as shall be named to him by any Members of this House, touching Moneys paid for secret service.

*Ordered,*

That Mr. *Nicholas Johnson*, and Mr. *Richard Kent* be immediately sent for, to attend this House.

*Ordered,*

That the consideration of the debate, upon the report this day made by Sir *Francis Winnington* from the Committee of Secrecy, of Money paid for secret service to the Members of the last Parliament, be Adjourned till Tuesday Morning next.

*And then the House Adjourned till  
Munday Morning seven of the Clock.*

*Luna*



*Luna 26<sup>o</sup> die Maij, 1679.*

*Ordered,*

**T**Hat Sir *John Robinson* and Mr. *Francis Pawlet*, have leave to go into the Country.

*Resolved,*

That it be an Instruction given by this House, to the Committee appointed to joyn with the Committee of Lords, to propose to the Committee of Lords, whether they be yet impoured to give any Answer to the Propositions already made by the Committee of this House, touching the Lords Spiritual, and the Tryal of the Pardon of the Earl of *Danby*, and acquaint the Lords, that the Committee cannot give any Answer to the Propositions made by their Lordships Preparatory to the Tryal, until those matters be adjusted.

Mr. *Sacheverel* Reports from the Committee appointed to draw up Reasons, why this House cannot proceed to the Tryal of the Lords, before Judgment given upon the Earl of *Danby's* Plea of his Pardon, and the point of the Bishops not Voting in any of the proceedings upon Impeachments for Capital Offences, and the methods of proceedings adjusted: That the Committee had agreed upon an Answer, to be returned to the last Message of the House of Peers, touching their appointment of the Tryal of the Five Lords in the Tower to be on Tuesday next, together with Reasons for their insisting upon their former Vote, which he read in his place, and afterwards deliver'd the same in at the Clerks Table, where the

the same were again read, and some amendments made at the Table upon the Question were agreed, and are as followeth.

The Commons have always desired that a good correspondency, may be preserved between the two Houses.

There is now depending between your Lordships and the Commons, a matter of the greatest weight, in the transaction of which, your Lordships seem to apprehend some difficulty in the matter proposed by the Commons.

To clear this, the Commons have desired this conference, and by it they hope to manifest to your Lordships, that the propositions of the House of Commons made by their Committee, in relation to the Trial of the Lords in the *Tower*, have been only such as have been well warranted by the Laws of Parliament, and constitution of the Government, and in no sort intrench upon the judicature of the Peers, but are most necessary to be insisted upon, that the ancient rights of Judicature in Parliament may be maintained.

The Commons readily acknowledge that the crimes charged upon the Earl of *Powis* Viscount *Stafford*, Lord *Petre*, Lord *Arundel* of Wardour, and Lord *Bellasis*, are of deep guilt and call for speedy Justice. But withal they hold any change of Judicature in Parliament, made without consent in full Parliament, to be of pernicious consequence both to His Majesty and his Subjects, and conceive themselves obliged to transmit to their posterity, all the rights which of this I find they have received from their Ancestors, by putting your Lordships in mind of the progress that hath already been, between the Houses in relation to the propositions made by the Commons, and

and the reasonableness of the propositions themselves, they doubt not to make it appear, that their aimes hath been no other then to avoid such consequence, and preserve that right, and that there is no delay of Justice on their part, and to that end do offer to your Lordships the ensuing reasons and narrative.

That the Commons in bringing the Earl of *Danby* to Justice, and discovery of that execrable and Trayterous conspiracy, of which the Five Lords now stand impeached, and for which some of their wicked accomplices have already undergone, the sentence of the Law as Traytors and Murderers, have labored under great difficulties, it is not unknown to your Lordships, that upon the Impeachment of the House of Commons against the Earl of *Danby* for High Treason, and other High Crimes, Misdemeanors and offences, even to the Common Justice of sequestering him from Parliament, and forthwith committing him to safe custody, was then required by the Commons, and denied by the House of Peers, though he then sat in their House, of which your Lordships have been so sensible, that at a free conference the Tenth of *April* last your Lordships declared, that it was the right of the Commons, and well Warranted by former presidents of former ages, that upon an Impeachment of the Commons, a Peer so Impeached ought of right to be ordered to withdraw; and then to be committed, and had not that Justice been denied to the Commons, great part of this Session of Parliament, which hath been spent in framing and adjusting a Bill, for causing the Earl of *Danby* to appear and answer, that Justice from which he was fled had been saved and had been imployed for the preservation

servation of His Majesties Person, and the security of the Nation, and in prosecution of the other Five Lords, neither had he had the opportunity of procuring for himself that Illegal Pardon, which bears Date the first of *March* last past, and which he hath now pleaded in Bar of this Impeachment, nor of wasting of so great a portion of the Treasure of the Kingdom, as he hath done since the Commons exhibited their Articles of Impeachment against him.

After which time thus lost by reason of the denial of that Justice, which of right belonged to the Commons upon their Impeachment, the said Bill being ready for the Royal Assent, the Earl of *Danby* surrendered himself, and by your Lordships order of the Sixteenth of *April* last was committed to the *Tower*, after which he pleaded the said pardon, and being prest, did at length declare that he would rely upon and abide by that plea, which pardon pleaded being illegal and void, and so ought not to bar or preclude the Commons from having Justice upon the Impeachment.

They did thereupon, with their Speaker, on the Fifth of *May* instant, in the Names of themselves and of all the Commons of *England*, demand Judgment against the said Earl, upon their Impeachment; not doubting but that your Lordships intended, in all your proceedings upon the Impeachment, to follow the usual course and methods of Parliament.

But the Commons were not a little surprized by the Messuage from your Lordships, delivered on the Seventh of *May*; thereby acquainting them, that as well the Lords Spiritual as Temporall, had ordered, that the Tenth of *May* instant, should be



be the day for hearing the Earl of *Danby* to make good his Plea of Pardon; and that on the Thirteenth of *May* the other Five Lords Impeached, should be brought to their Tryal: And that your Lordships had Addressed to His Majesty for Naming a Lord High Steward, as well in the Case of the Earl of *Danby*, as of the other Five Lords; upon consideration of the said Message, the Commons found that the admitting the Lords Spiritual to exercise Jurisdiction in these Causes, was an alteration of the Judicature in Parliament; and which extended as well to the proceedings against the five Lords, as against the Earl of *Danby*; and that if a Lord High Steward be necessary upon Tryals on Impeachments of the Commons; the Power of Judicature in Parliament upon Impeachments might be defeated, by suspending or denying a Commission to Constitute a Lord High Steward.

And that the said days of Trial appointed by your Lordships, were so near to the time of your said message, that the matters and the methods of proceedings upon the Trials, could not be adjusted by conferences between the two Houses, before the days nominated, and consequently the Commons could not then proceed to the Trial, unless the zeal which they had for speedy Judgment against the Earl of *Danby*, that so they might proceed to the Trial of the other Five Lords, should induce them at this Juncture, both to admit of the enlargement of your Lordships Jurisdiction, and sit down under those and many other hardships (though with the hazard of the Commons power of Impeachment for time to come) rather than the Trial of the said Five Lords, should be deferred for some short time, whilst these mat-  
ters

ters might be agreed on and settled, for reconciling differences in these great and weighty matters, and for leaving that time which would necessarily have been spent at debates, and conferences betwixt the two Houses, and for expediting the Trial without giving up the power of impeachment, or rendring them ineffectual.

The Commons thought fit to propose to your Lordships, that a Committee of both Houses might be appointed for this purpose, at which Committee (when agreed to by your Lordships) it was first proposed that the time of Trial of the Lords in the *Tower*, should be put off till the other matters were adjusted, and it was then agreed, that the propositions as to the time of Trial, should be the last thing considered, and that the effect of this agreement stands reported upon your Lordships Books.

After which the Commons communicated to your Lordships Committee, a vote of theirs (*viz*) that the Committee of the Commons should insist upon the former Vote of their House, and that the Lords Spiritual, ought not to have any Vote in any proceedings against the Lords in the *Tower*, and that when that matter should be settled, and the methods of Proceedings adjusted, the Commons would be then ready to proceed upon the Trial of the Pardon of the Earl of *Danby*, against whom they had before demanded Judgment, and afterwards to the other Five Lords in the *Tower*, which Vote extended as well to the Earl of *Danby* as the other Five Lords. But the Commons as yet received nothing from your Lordships towards an Answer of that Vote, save that your Lordships have acquainted them, that the Bishops have asked leave of the House of Peers, that they might

might withdraw themselves from the Trial of the said Five Lords, with liberty of entring their usual protestations. And though the Commons Committee, have almost daily declared to your Lordships Committee, that that was a necessary point of right to be settled before the Trials, and offered to debate the same, your Committee always answered, that they had not any Power from your Lordships, either to confer upon or to give any answer concerning that matter, and yet your Lordships without giving the Commons any satisfactory answer to the said Vote, or permitting any conference or debate thereupon, and contrary to the said agreement, did on *Thursday* the Fourteenth of *May* send a Message to the Commons, declaring that the Lords Spiritual as well as Temporal, had ordered that the Seven and Twentieth of this Instant *May*, be appointed for the Trial of the Five Lords, so that the Commons cannot but apprehend, that your Lordships have not only departed from what was agreed on, and in effect laid aside that Committee, which was constituted for preserving a good understanding betwixt the two Houses, and better dispatch of the weighty Affairs now depending in Parliament, but must needs conclude from the said Message and Vote of your Lordships, on the Fourteenth of *May*, that the Lords Spiritual have a right, and sit till the Court proceeds to the Vote of Guilty or not Guilty, and from the Bishops asking leave as appears by your Lordships Books two days after your said Vote, that they might withdraw themselves from the Trial of the said Lords, with liberty of entring their usual protestations, and by their persisting still to go on, and give their Votes in proceedings upon Impeachments,

ments, that their desire of leave to withdraw at the said Trial, is only an evasive Answer to the before mentioned Vote of the Commons, and chiefly intended as an Argument for a right of Judicature, in proceedings upon Impeachments, and as a reason to Judge of the Earl of *Danby's* Plea of his pardon, and upon those and other like Impeachments, although no such Power was ever claimed by their Predecessors, but is utterly denied by the Commons. And the Commons are the rather induced to believe it so intended, because the very asking leave to withdraw, seems to imply a right to be there, and that they cannot be absent without it, because by this way they would have it in their power whether or no for the future, either in the Earl of *Danby's* case or any other, they will ever ask leave to be absent, and the Temporal Lords alike Power of denying leave, if that should be admitted once necessary.

The Commons therefore are obliged not to proceed to the Trial of any of the Five Lords, the Seven and Twentieth of this Instant *May*, but to adhere to their former Vote, and for their so doing, besides what hath been now and formerly by them said to your Lordships, do offer you these reasons following.

First, because your Lordships have received the Earl of *Danby's* Plea of his pardon, with a very long and unusual protestation, wherein he hath aspersed His Majesty by false Suggestions, as if His Majesty had commanded or countenanced the Crimes he stands charged with, and particularly suppressing and discouraging the discovery of the Plot, and endeavoring to introduce an Arbitrary and Tyrannical way of Government, which



remains as a scandal upon record against His Majesty, tending to render His Person and Government odious to His People, against which it ought to be the Principal care of both Houses to vindicate His Majesty, by doing Justice upon the said Earl.

aly. The setting up a pardon to be a Bar of an Impeachment, defeats the whole use and effect of Impeachments, or should this point be admitted or stand doubted, it would totally discourage the exhibiting any for the future, whereby the chief Institution for the preservation of the Government would be destroyed, and consequently the Government it self, and therefore the case of the said Earl (which in consequence concerns all Impeachments) ought to be determined before that of the said Five Lords, which is but their particular case.

And without resorting to many Authorities of great Antiquity, the Commons desire your Lordships to take notice (with the same regard they do) of the Declaration, which that Excellent Prince King *Charles* the first of Blessed Memory, made in this behalf in his Answer to the Nineteenth Proposition of both Houses of Parliament, wherein stating the several parts of his regulated Monarchy, he says, the King, the House of Lords, and the House of Commons, have each particular priviledges, and amongst those which belongs to the King, he reckons of pardoning after the Enumerating of which and other his Prerogatives, His said Majesty adds this again, that a Prince may not make use of his High and Perpetual Power, to the hurt of those for whose good he hath it, and make use of the Name of publick necessity

ty for the gain of his private Favorites and Followers, to the detriment of his People.

The House of Commons (an excellent conserve of liberties) is solely intrusted with the first propositions concerning Levies of Monies; and the Impeaching of those, who for their own ends (though countenanced by any, surreptitiously gotten command of the King) have violated that Law which he is bound (when he knows it) to protect and to the protection of which they were bound to advise him, at least not to serve him in the contrary.

And the Lords being intrusted with the Judicatory Power, are an excellent Screen and Banck between the Prince and the People, to assist each against any Encroachments of the other, and by just Judgment to preserve that Law, which ought to be the rule of every one of the Three. Therefore the Power legally placed in both Houses, is more then sufficient to prevent and restrain the Power of Tyranny.

3ly. Until the Commons of *England* have right done them against this Plea of pardon, they may justly apprehend that the whole Justice of the Kingdom in the case of the Five Lords, may be obstructed and defeated by Pardons of the like nature.

4ly. An Impeachment is virtually the voice of every particular Subject of this Kingdom, crying out against an oppression, by which every Member of that Body equally wounded, and it would prove a matter of ill consequence, that the universality of the People, should have occasion ministered and continued to them, to be apprehensive of utmost dangers from the Crown, whereby they of right expect preservation.

sly. The Commons exhibited Articles of Impeachment, against the Earl of *Danby*, before any of the other Five Lords, and demanded Judgment upon those Articles, whereupon your Lordships having appointed the Trial of the said Earl, to be before that of the other Lords. Now your Lordships having since inverted that order, gives a great cause of doubt to the House of Commons, and raises a Jealousie in the Hearts of all the Commons of *England*, that if they should proceed upon the Trial of the said Five Lords. In the first place, not only Justice would be obstructed in the case of those Lords, but that they shall never have right done them in the matter of the Plea of Pardon, which is of so fatal consequence to the whole Kingdom, and a new device to frustrate publick Justice in Parliament.

Which Reasons and Matters being duly weighed by your Lordships, the Commons doubt not but your Lordships will receive satisfaction, concerning their propositions and proceedings, and will agree that the Commons, ought not nor cannot without deserting their trust, depart from their former Vote, communicated to your Lordships.

That the Lords Spiritual ought not to have any Vote in any proceedings against the Lords in the *Tower*, and when that matter shall be settled, and the methods of proceedings adjusted, the Commons shall then be ready to proceed upon the Trial of the Earl of *Danby*, against whom they have already demanded Judgment, and afterwards to the Trial of the other Five Lords in the *Tower*.

*Ordered,*

*Ordered,*

That all Committees be revived and do sit this Afternoon in the places formerly appointed.

*Ordered,*

That the Committee to whom the Bill for reversing Out-lays in the Kings Bench, be Impoured to consider of the Supersedeas out of the Court of common Pleas, and that

Sir *Richard Head.*

Mr. *Browne.*

Mr. *Wright.*

Mr. *Williams.*

Mr. *Morgan.*

Mr. *Pilkington.*

Mr. *Midmay.*

Mr. *Alderman Love.*

Mr. *Papillon.*

Be added to the said  
Committee.

Sir *John Trevor* reports from the Committee appointed to joyn with the Committee of Lords, to consider of Propositions and circumstances, relating to the Trials of the Lords in the *Tower*, that the said Committee had Communicated to the Committee of Lords, the instructions this day given them by this House, unto which the Lords of the Committee gave this Answer, that they had no Power from their House, to give any further Answer to those matters, or to debate the same with the Committee of this House.

*Resolved, &c.*

That a Message be sent to the Lords, to desire their Lordships to sit some time, and that Sir *Thomas Meres* do go up with the said Message.

*Resolved,*



*Resolved, &c.*

That a Conference be desired with the Lords, upon matters of great Importance to the Kingdom, and for preserving a good Correspondence between the two Houses, and that Sir *John Trevor* do go up with the said Message.

A Message from the Lords by Sir *Timothy Baldwin*, and Sir *Miles Cooke*.

*Mr. Speaker.*

The Lords desire a present free conference with this House in the painted Chamber, upon the Subject matter of the last free conference, upon the Bill for securing the liberty of the Subject, and for prevention of Imprisonments beyond the Seas.

The Messengers being withdrawn.

*Resolved, &c.*

That this House doth agree to meet the Lords, at a present free Conference in the Painted Chamber.

The Messengers being called in.

*Mr. Speaker*, acquaints them that this House had agreed to meet the Lords, at a present free conference in the Painted Chamber.

*Ordered,*

That the Members of this House that managed the last free Conference, had with the Lords about the amendments made to the *Habeas Corpus* Bill, do attend and manage this free conference. Sir *Thomas Meres* Reports that he had attended the Lords with the Message, and that the Lords had agreed to set for some convenient time.

*Ordered,*

Ordered,

That Sir *George Spike* have Leave to go into the Country for three weeks.

Ordered,

That Sir *William Morley* have leave to go into the Country for fourteen days.

Sir *John Trevor* Reports, that the Lords had agreed to a present Conference in the Painted-Chamber.

Ordered,

That the Members that prepared the Answer and Reasons, do attend and manage this Conference.

Mr. *Hamden* Reports the matter of the Free Conference concerning the Bill for the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas.

Ordered,

That the Report from the Committee appointed to examine concerning the Train of Artillery, Shipt for Portsmouth, be made to morrow morning.

Resolved, &c.

That a Free Conference be desired with the Lords upon the Subject matter of the last Free

Conference upon the Bill for securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas.

*And then the House Adjourned  
till to morrow morning Seven  
of the Clock.*

*Martis 27. die Maii 1679.*

A Petition of the Royal *Affrican* Company, was read; setting forth, That whereas the Committee appointed to examine into the *Miscarriages of the Navy*, have received some Complaints against the Petitioners; and this House has referred the Examination thereof to the said Committee. And for as much as the matter of Complaint is of a great concern to the Publique, and the Justification of the Petitioners depend upon the Construction and Validity of their Charter. The Petitioners therefore pray that the whole matter may be heard at the Bar of the House.

*Ordered,*

That the Merits of the said Petition be heard at the Bar of the House, on *Thursday* seven night next.

Sir *John Trevor* Reports from the Committee of Elections and Priviledges, that the Committee had taken into consideration the matter of the Election for the *Burrough* of *Budely* in the County

County of *Worcester*, and had heard the Evidence on both sides, and came to the following Resolutions.

*Resolved, &c.*

That this Committee is of opinion that all the Inhabitants of the *Burrough of Budely* in the County of *Worcester*, have not Right to Vote in Elections of Members to serve in Parliament for the said *Burrough*. The Question being put to agree with the Committee in the said Vote.

The House divided.

The Noes go forth.

Tellers	{	[Sir <i>Herbert Crofts</i> ]	}	for the Noes 92.
		[Sir <i>John Guyes</i> .]		

Tellers	{	[Sir <i>Francis Drake</i> ]	}	for the Yeas 199.
		[Mr. <i>Colt</i> .]		

And so it was Resolved in the Affirmative.

*Resolved, &c.*

That this House doth agree with the Committee.

That all the Inhabitants of the *Burrough of Budely* in the County of *Worcester*, have not right to Vote in the Elections to serve in Parliament for the said *Burrough*.

*Resolved, &c.*



Resolved, &c.

That this Committee is of opinion that Mr. *Philip Foley* is duly Elected to serve in this present Parliament, for the Burrough of *Budely* in the County of *Worcester*.

Resolved, &c.

That this House doth agree with the Committee,

That Mr. *Philip Foley* is duly Elected to serve in this present Parliament for the Burrough of *Budely* in the County of *Worcester*.

Ordered,

That the Lord *Annesley* have leave to go into the Country.

Ordered,

That Mr. *Hunt* have leave to go into the Country.

Ordered,

That Mr. *Ayliffe* have leave to go into the Country.

Ordered,

That Mr. *Franckland* have leave to go into the Country.

Ordered,

That Sir *Thomas Clargis* do go up to the Lords to desire a Free Conference Yesterday resolved upon.

Ordered,

*House of Commons.*

*Ordered,*

That all the Members that are in *White-Hall*, be immediately sent for to attend the Service of this House.

*Ordered,*

That Sir *Scroope How* have leave to go into the Country.

Sir *Thomas Clargis* Reports that the Lords had agreed to a Free Conference, and had appointed it presently in the Painted-Chamber.

A Messuage from the Lords by Sir *John Hoskins*.

Mr. *Speaker*,

The Lords desire that this House will sit, for they have received Information, that His Majesty is coming in his Royal Robes, to say something to both Houses.

*Resolved &c.*

That this House will sit for some time.

A Messuage from the King by Sir *Edward Carteret* Usher of the *Black-Rod*.

Mr. *Speaker*,

The King Commands this Honorable House to attend him immediately in the House of Lords,

And

And accordingly Mr. *Speaker*, with the House, went up to attend His Majesty in the House of Lords, where His Majesty was pleased to signify His Pleasure by the Lord Chancellor, to Prorogue both Houses of Parliament, untill the 14th. day of *August* next.

And both Houses were Prorogued accordingly.

And the Lords had

And the Lords had

And the Lords had

FINIS.

And the Lords had

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